Gr. Brit. - Parliament, 1679. House of commons.

A

True COPY

OF THE

JOURNAL-BOOK

Of the LAST

Parliament,

BEGUN

At *Westminster* the sixth day of *March* 167$\frac{8}{9}$.

Containing the Transactions from the first Day of their Sitting, to the Day of their Prorogation and Dissolution. Wherein is comprised A fuller and further Discovery of the

Popish Plot.

WITH

Several other Remarkable Passages, which with the Preceeding JOURNAL, lately Printed, declares the History of that

Horrid Conspiracy.

Vol 3

LONDON,

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Bright fund.

The Preface To the READER.

THE former Journal of the honourable House of Commons, lately publiſhed, found ſo good a Reception amongſt perſons of Quality, that it hath given encouragement to the ſecond to appear in Print. The purchace of ſo many written Coppies as have been diſpers'd at ſo great rates (notwithſtanding the many imperfections they are fraught withal) demonſtrates ſufficiently, the vallue curious people ſets upon them; how much more acceptable therefore muſt they needs be, when purged from their Errors, and brought down to ſuch a reaſonable price, as to afford Gentlemen the benefit of them in their Libraries, without any great Tax upon their Purſes. The other Volumn gave the firſt light of the Diſcovery of the Popiſh PLOT; which is made more manifeſt in this ſame:

For here the Curtain is drawn open, the Scenes plainly appear, the Actors are brought upon the publick Stage, the fair Maſque of Religion is pluckt off from the Fowl Face of Treaſon, which appears in its own diſmal hue, ſo ugly, as to make all conſcientious Men, of what profeſſion ſoever to ſtart at the horrid ſight of it. Nay ſo far did they go on in the purſuite after theſe Sons of Darkneß, as to detect the very Soul of this Contrivance, and wanted but little of doing them that Juſtice as would have put an End to this Infamous Tragedy; which is now left till another Seaſon to be compleated upon thoſe Wretched Conſpirators. Beſides this, here are many other extraordinary matters contained in theſe few ſheets; to enumerate them, were to tranſcribe the Journal, which being the compleat Account of a whole Seſſion, muſt be of great weight to conſidering men. The litteral miſtakes of the Preß, is not (as we hope,) a Sin above the mercy of the Candid Reader. God long preſerve his Sacred Majeſty, and make his two Houſes of Parliament Succeſsful in all their good Counſels and Undertakings,

Farewel.

Parliamentum inceptum & tentum apud Civitatem Weſtmonaſterij, die Jovis ſexto Martij, *Anno Regni Domini noſtri Caroli Secundi Dei Gratia Angliæ, Scotiæ, Franciæ & Hiberniæ Regis, fidei Defenſor*, &c. *Triceſſimo primo, Annoque Domini* 167^{8}_{9}.

ON which day, being the firſt day of the Seſſions of this Parliament, about eight of the Clock in the morning, the Right Honorable *Henry* Earl of *Arlington*, Lord Chamberlain of his Majeſties Houſhold; *John*, Earl of *Bridge-water*; *Henry*, Earl of *Clarendon*; *William*, Earl of *Craven*; *Francis* Viſcount *Newport*, Treaſurer of his Majeſties Houſhold, with divers other Lords, who were Deputed by the Right Noble, *James* Duke of *Ormond*, to Adminiſter the Oaths of Allegiance and Supremacy to all perſons returned as Members, before they ſate in the Houſe, came into the Inner-Court of Wards, being the place by them appointed for that pur-

purpoſe, and the Clerk of the Crown preſenting a Liſt of the Knights, Citizens, Burgeſſes and Barons Returned, to ſerve in this preſent Parliament, and the Clerk of the Houſe of Commons attending according to the duty of his place: The ſaid Lords did according to the power to them given, Orderly and diſtinctly Adminiſter the ſaid Oaths to all the Members who then appeared, and a Liſt was taken of the Names of all the Members that took the ſaid Oaths, and after the Members had ſeated themſelves in the Houſe of Commons; A Meſſage was delivered from the King by Sir *Edward Carteret*, Uſher of the Black Rodd, as followeth,

Gentlemen of the Houſe of Commons,

The King Commands this Honorable Houſe to attend him immediately in the Houſe of Lords.

And accordingly the Houſe went up to atttend his Majeſty in the Houſe of Lords, who was pleaſed to make a Speech to them, and a Speech being alſo made to them by the Lord Chancellor, both which were formerly Printed.

THE JOURNAL OF THE House of COMMONS.

Jovis Sexto Martij. 1678.

HIS Majesties and Lord Chancellors SPEECH being ended; The Members afterwards returned to the House, and having taken their Seats; Collonel *Birch* did put them in mind of his Majesties Command, to Chuse a Speaker, and did Nominate and Recommend to the House, The Right Honourable *Edward Seymour* Esq; Knight of the Shire, for the County of *Devon*, Treasurer of his Majesties *Navy*; one of his Majesties most Honourable Privy Councel, and Speaker of the former Parliament, being a person acceptable to the King, and one, who for his great Integrity, Ability, and long Experience in the Imployment, was the fittest person for so great a Trust.

And Mr. *Seymour*, being unanimously called upon to the Chair, was conducted thither, by Sr. *Thomas Lee*, Sr. *Thomas Whitmore*, and divers other Members,

bers, and being there placed, made a Gratulatory Speech to the Houſe, for their great kindneſs and affection towards him, in their Unanimous choiſe of him; but deſired the Houſe, that they would proceed to a new Election, for that the long ſittings of the late Parliament, had ſo impaired him in his health, that he doubted he ſhould not be ſo well apt to undergo the Service of the Houſe, as would be expected from him: But the Houſe not admitting of any Excuſe from him, confirmed their Choiſe; whereupon he deſired leave, that he might interceed with his Majeſty, that he would be pleaſed to diſcharge him of the Duty.

The Mace was brought in and placed under the Table, and the Houſe being made acquainted, that the King had appointed three of the clock, to morrow in the afternoon for them to preſent their Speaker.

Adjourned till to morrow two of the Clock in the Afternoon.

Veneris 7. *die* Marcij. 1678.

THE Houſe being met, and Mr. Speaker Elect, having taken the Chair.

A Meſſage was delivered from the King, by Sir *Edward Carteret*, Uſher of the *Black Rod*, as followeth.

Gentlemen of the Houſe of Commons.

The King Commands this Honourable Houſe, to attend him, immediately in the Houſe of Lords.

And accordingly they went up with the Speaker Elect.

And his Majeſty not approving, the Choice made by

by the House of their Speaker, commanded the House to return, and to proceed to the Election of a new Speaker, and to present him to morrow at eleven of the clock.

And the Members being returned and seated in the House.

A motion being made that the House should Adjourn till to morrow morning.

And that in the mean time, the Members would search Presidents and consider, what proceedings were fit to be had herein.

The House upon a Question put by the Clerk.

Adjourned till to morrow morning, nine of the clock.

Sabbati 8 *die* Marcij. 1678.

THE House being sate, and taking into consideration, the matters relating to the Speaker.

Resolved, *nemine contradicente.*

That an humble Application be made to his Majesty, to acquaint his Majesty, that the matter yesterday delivered by my Lord Chancellor, relating to the Speaker, is of so great importance, that this House cannot immediately come to a resolution therein, and therefore, humbly to desire his Majesty, that he will gratiously be pleased, to grant some further time for this House to take the matter into Consideration, and that

Mr. Chancel. of the Dutchy, The *Lord Cavendish,*
The *Lord Russel,* And *Sir Henry Capel.*

do attend his Majesty with the Vote.

The *Lord Russel* acquaints the House, that the persons appointed, had attended his Majesty, who was

ſitting in Councel, and that his Majeſty, ſo ſoon as he was made acquainted that they were to wait upon him, from this Houſe, immediately came forth to them, and recieved them with great chearfulneſs and kindneſs, and having delivered their Meſſage, his Majeſty went in again, to the Councel Chamber, and being come out again, was pleaſed to return an Anſwer by word of Mouth; and that they had, to prevent miſtakes, put the ſame into Writing, which was as followeth.

Gentlemen,

I have Conſidered of your Meſſage, and do conſent to a further time, which I appoint to be on Tueſday next, unleſs you ſhall find ſome Expedient in the mean time, for as I would not have my Prerogative intrenght upon, ſo I would not do any thing againſt the Priviledges of this Houſe.

Ordered that

Mr. *Sacheverel,*
Sir *Thomas Lee,*
Mr. *Powle,*
Mr. *Vaughan,*
Mr. *Hamden,*
Mr. *Williams,*
Mr. *Reynell*

or any three of them be appointed, to inſpect the Journal of the Houſe of Lords, and ſee what entryes are made, of the Kings Anſwer, yeſterday to this Houſe, upon preſenting of the Speaker, and Report the ſame to the Houſe, on Munday morning.

And then the Houſe upon the Queſtion put by the Clerk,

Adjourned till *Munday* morning nine of the Clock.

Lune

Lune 10. *die Marcij* 1678.

SIR *Thomas Lee* Reports, that the Persons appointed to Inspect the Journal of the House of Lords, and see what Entryes were there made of the Kings Answer, to this House, upon presenting of the Speaker: That they repaired to the Clerk of the House of Lords, who told them, that he had drawn up some Minutes, but had made no Entry, and that the Minuts were delivered to the Lord Chancellor, and that he knew not when they would be returned.

The House then taking into Consideration, the matter relating to a Speaker.

Resolved, &c.

That there be an humble Representation drawn up, to be presented to his Majesty, in the matter relating to the Speaker, and that

Mr. *Sacheverel*,
Serjant *Maynard*,
Mr. *Vaughan*,
Sir *Thomas Lee*,
Sir *Henry Capel*,
Master of the Rolls,
Mr. *Hamden*,
Mr. *Williams*,
Mr. *John Trenchard*.
Mr. *Powle*,
Sir *Robert Carr*,
Mr. *Swinfen*,
Mr. *Garraway*,
Sir *Thomas Clargis*.

Or any five of them, be appointed to draw up the same.

And then the House, upon the Question put by the Clerk,

Adjourned till to morrow morning eight of the Clock.

Martis 11 *die Martij* 1678.

MR. *Powle* Reports that the perſons appointed to draw up the humble Repreſenation, to be preſented to his Majeſty, in the matter relating to the Speaker, had drawn the ſame up, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and upon the Queſtion agreed, and is as followeth.

WEE your Majeſties moſt Dutiful and Loyal Subjects, The Commons in this preſent Parliament Aſſembled, do with all Obedience, return your Majeſty, moſt humble and hearty thanks, for the favourable Repreſentation, and gratious Anſwer, your Majeſty was pleaſed, not only to allow us a longer time to deliberate, of what was delivered to us by the Lord Chancellor, relating to the choice of a Speaker, but likewiſe to expreſs ſo great a care not to infringe our Priviledges, and we deſire your Majeſty to believe, no Subjects ever had a more tender regard than our ſelves to the Right of your Majeſty, and your Regal Prerogative, which we ſhall alwayes acknowledge to be veſted in the Crown, for the benefit and Protection of your People, and therefore for the clearing of all doubts, that may ariſe in your Royal Mind, upon this occaſion, now before us; We crave leave, humbly to Repreſent to your Majeſty, the undoubted Right of the Commons, to have the free Election of one of their Members, to be their Speaker, and to perform the ſervice of the Houſe, And that the Speaker, ſo Elected and preſented according to Cuſtom, hath by the conſtant practice of all former Ages, been continued Speaker, and executed that Imployment, unleſs, ſuch perſons, have been excuſed,

for

for ſome Corporal Diſeaſe, which has always been alleadged, either by themſelves, or ſome others in thier behalf, in ful Parliament. According to this Uſage, Mr. Edward Seymour, *was unanimouſly choſen, upon conſideration of his great Abillity and ſufficiency for that place, of which we have had large Experience, in the laſt Parliament, and was preſented by us to your Majeſty, as a perſon we thought would be moſt acceptable to your Royal Judgment.*

This being the true ſtate of our Caſe, we do in all humility lay it before your Majeſties view, hoping that your Majeſty, upon due conſideration of former Preſidents, will reſt ſatisfied with our procendings, and will think fit not to deprive us of ſo neceſſary a Member, by employing him in any other ſervice, but to give us ſuch a gratious Anſwer, as your Majeſtiy and your Royal Predeceſſors have always don heretofore, upon the like occaſions, that ſo we may without more loſs of time, proceed to the diſpatch of thoſe Important affairs for which we were Convened, wherein we doubt not but we ſhall ſo behave our ſelves, as to give an ample Teſtimony, to the whole World, of our duty and affection to your Majeſties Service, and of our care of the Peace and Proſperity of all your Kingdoms.

Ordered,

That the Members who formerly waited upon his Majeſty, together with Mr. *Powle*, Mr. *Booth*, Mr. *Chancellor of the Exchequer, and* Mr. *Noel*, do attend his Majeſty with the ſaid Repreſentation.

Mr. *Powle*, Reports, that the Perſons appointed, had attended his Majeſty, with the Repreſentation, and that ſo ſoon as they had read the ſame to him, his Majeſty was pleaſed to return this Anſwer,

Gentlemen,

All this is but loſs of time, and therefore I deſire you to go back again, and do as I have directed you.

A Debate thereupon a riſing in the Houſe, that there be another Addreſs made to his Majeſty, humbly to deſire his Majeſty, that he would be graciouſly pleaſed, to take the Repreſentation, this day made to him, into farther Conſideration.

Reſolved, &c.

That the Debate be Adjourned, till to morrow morning, nine of the Clock.

And then the Houſe Adjourned till to morrow morning nine of the Clock.

Mercury 12. *die Marcij* 1678.

THE Houſe reſuming the Debate yeſterday Adjourned.

Reſolved, &c.

That there be another Addreſs made to his Majeſty; humbly to deſire his Majeſty, that he would be graciouſly pleaſed, to take the Repreſentation yeſterday made to him, into further Conſideration, and the Members who drew up that Repreſentation, be appointed to draw up the ſaid Addreſs: and that Sir *Francis Winnington* and Sir *John Hewly* be added to them.

Mr.

Mr. *Powle* Reports, that the persons appointed to draw up the Address, to be presented to his Majesty, had drawn the same up, which he read in his Place, and afterwards delivered the same in at the Clerks Table, where the same was read, and is as followeth.

Most Gratious Soveraign.

Whereas by the gratious Answer, your Majesty was pleased to give to our first Message in Council, whereby your Majesty was pleased to declare, a Resolution, not to infringe our just Rights and Priviledges; WE your Majesties most dutiful and Loyal Commons, were incouraged to make an humble Representation to your Majesty, upon the choice of our Speaker, which on Tuesday last, was presented to your Majesty, by some of our Members: We do with great trouble, and infinite sorrow, find by the Report made to us, by those Members at their return, that your Majesty was pleased to give us an immediate Answer to the same, without taking any farther Consideration, which we are perswaded, if your Majesty had done what we then offered to your Majesty, would so far have prevailed, upon your Royal Judgment, as to have given your Majesty satisfaction in the reasonableness of our desires, and preserved us in your Majesties favourable Opinion, of our proceedings.

And since we do humbly conceive, that the occasion of this Question hath arisen, from your Majesties not being truly informed, of the state of the Case, we do humbly beseech your Majesty, to take the said Representation, into your further Consideration, and give such a gratious Answer, as that we may be put into a Capacity to manifest our readiness, to enter into those Consultations, which necessarily tend to the preservation and welfare of your Majesty and your Kingdoms.

Or-

Ordered,

That the perſons that attended his Majeſty, with the Repreſentation, do attend his Majeſty, with this Addreſs.

Mr. *Powle* Reports, that the perſons appointed to attend his Majeſty, therewith, and after they had read the ſame, his Majeſty was pleaſed to return this Anſwer.

Gentlemen,

I will ſend you an Anſwer to morrow.

And then the Houſe Adjourned till to morrow morning nine of the clock.

Jovis 13. *die Martij* 1678.

A Meſſage from the King, by Sir *Edward Carteret*, Uſher of the Black Rod.

Gentlemen of the Houſe of Commons.

The King commands this Honourable Houſe, to attend him immediately, in the Houſe of Lords; and accordingly the Houſe went up to attend his Majeſty, in the Houſe of Lords, where his Majeſty was pleaſed to Prorogue this Parliament until Saturday next.

Sabbati 15. *die Martij.* 1678.

A Meſſage from the King by Sir *Edward Carteret*, Uſher of the Black Rod,

Gen-

Gentlemen of the Houſe of Commons.

The King commands this honourable Houſe, to attend him immediately in the Houſe of Lords, and accordingly the Houſe went up to attend his Majeſty, and being returned.

The Lord *Ruſſel* put the Houſe in mind, of the Kings commands, to proceed to the choice of a Speaker, and did nominate and recommend to the Houſe, Mr. *Serjeant Gregory*, as a perſon for his great Learning and Integrity, fit for the Imployment; and Mr. *Serjeant Gregory*, being unanimouſly called upon to the Chair, he ſtanding up in his place, did in a ſhort Speech, modeſtly diſable himſelf, and deſired the Houſe to Excuſe him, and proceed to the choiſe of an other perſon, but no Excuſe being admitted he was conducted to the Chair, by the Lord *Ruſſel* and the Lord *Cavendiſh*, and then again, deſiring the Houſe to Excuſe him, but no Excuſe being admitted, the Mace was brought into the Houſe, and placed under the Table.

And the Houſe being made acquainted, that his Majeſty had appointed *Munday*-morning, ten of the clock, for the Houſe to preſent their Speaker.

And then the Houſe Adjourned till Munday morning, nine of the Clock.

Lunæ 17. *Die* Martij 78.

THE Houſe being met, and Mr. Speaker Elect having taken the Chair. A Meſſage was deliyered from the King by Sir *Edward Carteret*, Uſher of the Black Rodd.

Gen-

Gentlemen of the Houſe of Commons,

The King Commands this Honorable Houſe to attend him immediately in the Houſe of Lords.

And the Houſe with Mr. Speaker Elect, went up to attend his Majeſty; and his Majeſty having approved of Mr. Speaker, the Houſe with Mr. Speaker returned, the Mace being carried before him.

And Mr. Speaker having taken the Chair, did in the firſt place himſelf, take the Oaths of *Allegiance* and *Supremacy*, and repeat and ſubſcribe the Declaration purſuant to the Act of Parliament, Intituled an *Act for the more effectual preſerving of the Kings Perſon and Government, by disabling Papiſts from ſitting in either Houſe of Parliament*; and afterwards a great number of the Members did likewiſe take the ſaid Oaths, and repeat and ſubſcribe the ſaid Declaration at the Clerks Table, purſuant to the ſaid Act.

And then the Houſe adjourned till to morrow morning eight of the Clock.

Martis 18. *Die Martii* 78.

THe Houſe being ſate, the Members that had not already taken the Oaths of Allegiance and Supremacy, and ſubſcribed the Declaration contained in the Act, Intituled *An Act for the more effectual preſerving the Kings Perſon and Government, by hindring Papiſts to ſit in either Houſe of Parliament*, proceeded in the doing thereof.

A Bill touching reverſing Out-Lawries in the *Kings-Bench* was read the firſt time.

Re-

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That the Grand Committee for Religion, do ſit every Tueſday in the Afternoon in the Houſe.

Ordered,

That the Grand Committee for Grievances do ſit every Thurſday in the Afternoon in the Houſe.

Ordered,

That the Grand Committee for Trade do ſit every Saturday in the Afternoon in the Houſe.

Ordered,

That the Grand Committee for Courts of Juſtice do ſit every Thurſday in the Afternoon in the Houſe.

Ordered,

That upon double Returns of Members, none do ſit till their Returns be determined, excepting only ſuch as are returned in all Indentures.

Ordered,

That a Committee of Priviledges and Elections, be appointed of theſe perſons following, *viz.*

Sir *Nich. Carew.*
Mr. *Pitt.*
Mr. *Noſworthy.*
Sir *Robert Carr.*
Sir *Joſeph Tredingham.*
Sir *Gilbert Gerrard.*
Sir *Richard Grahame.*
Sir *John Winn.*
Mr. *Savage.*
Sir *Trevor Williams.*
Sir *Hugh Bethell.*
Mr. *Booth.*
Sir *Walter Young.*
Mr. *Powle.*
Mr. *Elves.*
Sir *Francis Drake.*
Mr. *Fagg.*
Mr. *Treby.*
Mr. *Hamden.*
Sir *John Carew.*
Sir *George Downing.*
Sir *Ralph Delaval.*
Mr. *Courtney.*
Sir *Robert Peyton.*
Mr. *Evelin.*
Lord *Ancram.*
Sir *Francis Ruſſel.*
Serjeant *Street.*

Mr.

Mr. *Buſcaven.*
Sir *Nich. Pedley.*
Mr. *Morley.*
Sir *William Portman.*
Mr. *Harle.*
Mr. *Trefuſis.*
Mr. *Chetwind.*
Mr. *Wright.*
Sir *John Knight.*
Sir *Gervaſe Elwes.*
Sir *Tho. Stringer.*
Sir *John Fagg.*
Mr. *Ayliffe.*
Mr. *Reynall.*
Mr. *Swinfin.*
Mr. *Hide.*
Sir *John Fenwick.*
Mr. *Greenvile.*
Sir *Henry Seymour.*
Sir *George Speake.*
Sir *Samuel Bernardiſton.*
Mr. *Kendall.*
Mr. *Grey.*
Col. *Sandys.*
Sir *Tho. Player.*
Mr. *Wogan.*
Mr. *Henry Trenchard.*
Sir *Nevil Cateline.*
Mr. *Vaughan.*
Sir *John Cloberry.*
Sir *John Coventry.*
Mr. *Wharton.*
Mr. *Paul Foley.*
Sir *William Hickman.*
Sir *Anthony Irby.*
Sir *Philip Egerton.*
Sir *Robert Atkins.*
Mr. *William Buſcawen.*
Mr. *Burdet.*
Lord *Anneſley.*
Mr. *Parker.*
Mr. *Lucy.*
Sir *Ralph Dutton.*
Mr. *Gerrard.*
Lord *Ruſſel.*
Sir *Tho. Bellot.*
Sir *James Long.*
Mr. *Morgan.*
Mr. *Sandys.*
Mr. *Buller.*
Mr. *Manſell.*
Lord *Cavendiſh.*
Sir *Eliab Harvey.*
Sir *James Ruſhout.*
Lord *Morpeth.*
Mr. *John Trenchard.*
Sir *Chr. Calthrop.*
Sir *Hugh Owen.*
Mr. *James.*
Mr. *William Coriton.*
Sir *Robert Dillington.*
Mr. *Tho. Foley.*
Sir *William Franklin.*
Mr. *Whitehead.*
Lord *Davencourt.*
Sir *Robert Thomas.*
Sir *John Hotham.*
Mr. *Whitacre.*
Mr. *Vernon.*
Mr. *John Hambden.*
Mr. *Turgis.*
Col. *Whitlye.*

Mr.

Mr. *Nathaniel Knight.*
Sir *John Boyer.*
Sir *Humphry Monocks.*
Mr. *Hertford.*
Mr. *Thiſtlethwaite.*
Mr. *Tregonwel.*
Mr. *Freke.*
Sir
Sir *Tho. Meeres.*
Col. *Norton.*
Mr. *Pepys.*
Sir *John Kempthorne.*
Col. *Birch.*
Mr, *Penruddock.*
Mr. *Bowyer.*
Sir *John Hewley.*
Sir *Henry Capell.*
Lord *Fitz Williams.*
Mr. *Newport.*
Mt. *Coward.*
Sir *Walter C'argis.*
Mr. *Arthur Ouſlow.*
Sir *John Talbot.*
Sir *Henry Thompſon.*
Lord *Fairfax.*
Sir *Walter Ernle.*
Mr. *Deane.*
Mr. *Dunch.*
Sir *Sidney Wortley.*
Mr. *William Cooke.*
Sir *Patience Ward.*
Sir *William Poultney.*
Mr. *Withers.*
Mr. *Edward Patheridge.*
Mr. *Strangwayes.*
Sir *Henry Goodrick.*
Sir *John Reresby.*
Sir *James Oxendon.*
Mr. *Henry Wallopp.*
Sir *Anthony Deane.*
Sir *Richard Haddock.*
Dr. *Edesbury.*
Mr. *Chaffen.*
Mr. *Paulet.*
Sir *Hen. Beamont.*
Col. *Mildmay.*
Sir *Edward Deering.*
Mr. *Broom Whorwood.*
Sir *Charles Gaudy.*
Sir *Tho. Clargis.*
Lord *Huntingtower.*
Mr. *Richard Ouſlow.*
Mr. *Booth.*
Sir *Richard Cuſt.*
Mr. *Edward Ruſſel.*
Sir *Tho. Reynell.*
Mr. *Webb.*
Sir *Robert Norreys.*
Mr. *Beake.*
Sir *John Lowther.*
Mr. *Dubois.*
Mr. *Pilkington.*
Mr. *Gerrard Ruſſel.*
Mr. *Foote.*
Sir *John Bramſton.*
Col. *Legg.*
Mr. *Trelawney.*
Sir *John Bancks.*
Mr. *Harbord.*
Mr. *Monſon.*
Sir *John Salesbury.*

Sir

Sir *John Mallet.*	Major *Broxholme.*
Col. *Kirkby.*	Mr. *Pawlet St. John.*
Sir *Richard Head.*	Sir *Scroppe How.*
Lord *Caſtleton.*	Mr. *Bennet.*

And all that come are to have Voices, and they are to meet to morrow in the afternoon, at two of the Clock in the Houſe, and every Munday, Wedneſday and Friday at two of the Clock in the Afternoon, in the place beforementioned, and to take into their Conſideration all ſuch matters as ſhall or may come in Queſtion, touching Returns, Elections and Priviledges, and to proceed upon double Returns in the firſt place, and to report their Proceedings with their Opinions therein to the Houſe from time to time; And all perſons that will queſtion Returns are to do it within fourteen days after any new return ſhall be brought in. And the ſaid Committee is to have power to ſend for Witneſſes, Perſons, Papers and Records for their Information, and all Members who are returned for two or more places, are to make their Elections by this day three Weeks, for which of the places they will ſerve, provided there be no queſtion upon the return for that place: and if any thing ſhall come in queſtion touching the Return, Election or Matter of Priviledge of any Member, he is to withdraw, during the time the matter is in debate.

And then the Houſe adjourned till to morrow morning eight of the Clock.

Mer-

Mercurij 19. *Die Martij* 78.

MR. Serjeant *Maynard* being Elected to serve both for the Burrough of *Plymouth* and the Borough of *Beeralston*, in the County of *Cornwal*, made his Election for the Borough of *Plymouth*.

Ordered,

That Mr. Speaker do Iſſue out his Warrant to the Clerk of the Crown, to make out a new Writ for the Electing of a Burgeſs to ſerve in this preſent Parliament for the Borough of *Beeralſton*.

Reſolved, &c.

That a Committee be appointed to inſpect the Journals of the laſt Seſſion of the laſt Parliament, and to prepare and draw up a State of the matters then depending and undetermined, and the Progreſs that was made therein, and report the ſame to the Houſe to morrow morning. And it is referred to

The Maſter of the Rolls.
Mr. *Powle.*
Sir *Thomas Clargis.*
Sir *Trevor Williams.*
Mr. *Ouſlow.*
Mr. *Vaughan.*
Serjeant *Maynard.*
Sir *Tho. Lee.*
Sir *John Knight.*
Sir *Francis Winnington.*
Sir *Francis Ruſſel.*
Sir *Gilbert Gerrard.*
Col. *Titus.*
Sir *Henry Capel.*
Mr. *Harbord.*
Sir *William Hickman.*
Sir *John Coventry.*
Mr. *Swinfen.*
Sir *Chriſtopher Muſgrave.*
Sir *Tho. Meers.*
Sir *William Ellis.*
Mr. *Hamden.*
Mr. *Pelham.*
Col. *Birch.*
Sir *John Carew.*
Sir *Robert Carr.*
Sir *Eliab Harvey.*
Mr. *Sacheverell.*

Sir *Robert Peyton.* Mr. *Seymour.*
Sir *Rich. Grahame.* Sir *Thomas Stringer.*
Sir *Nathaniel Herne.* Sir *Edmond Jennings.*

or any five of them, and they are to meet this Afternoon, at three of the Clock in the Speakers Chamber.

A Petition of Sir *John Hobart* Baronet, complaining of the undue Election, and return of Sir *Christopher Calthrope,* and Sir *Nevel Cateline,* as Knights of the Shire for the County of *Norfolk,* and of many undue practices and Threats, uſed by the Lord Lieutenant and under Sheriff of the ſaid County of *Norfolk* and one *John Hurton* to the Petitioners Injury, was read.

Reſolved, &c.

That the matter of the ſaid Petition be heard at the Barr of the Houſe on *Friday* next come three Weeks, and that the High Sherriff and Under Sherriffe of the ſaid County, and *John Hurton* be Summoned to attend this Houſe at the Hearing of the ſaid Cauſe.

A Petition of *Henry Herbert* Eſq? complaining of an undue Return of *Philip Foley* Eſq; to ſerve in this preſent Parliament, as Burgeſs for *Bewdley,* in the County of *Worceſter,* in injury to the Petitioner, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine the matter, and report the ſame with their Opinion therein to the Houſe.

A Petition of ſeveral of the Inhabitants of *EaſtGrinſted* in the County of *Suſſex,* complaining of an undue Return, made by the *Bayliff* of the ſaid Borough of two perſons to ſerve in this preſent Parliament as Burgeſſes for the ſaid Burrough, not Elected by the Inhabitants, and refuſing to return *Henry Powle* Eſq;

whom

whom the Petitioners did duly Elect, in injury of the Petitioners, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine the matter, and report the ſame with their Opinion therein to the Houſe.

A Petition of *William Scroggs* Eſq; complaining of an undue return of *Edward Sackvile* Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Eaſt-Grinſted* in the County of *Suſſex*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of Sir *Peter Torrel*, Barronet, complaining of an undue return made by the Bayliff of the Town of *Buckingham*, of Sir *Richard Temple* Baronett, to ſerve in this preſent Parliament, as Burghſs for the Town and Pariſh of *Buckingham*, in injury of the Petitioner, who was duly Elected and Returned by the Sherriff of the County of *Buckingham* in the Crown-Office, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections, to examine the matter, and report the ſame with their Opinion therein to the Houſe.

A Petition of Sir *Godfrey Copley*, Barronett, complaining of an undue Practice uſed by the Sherriff of the County of *York*, in returning Sir *John Reresby*, Baronett, to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Aldborough* in the ſaid County

of *York*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections, who are to examine the matter, and Report the ſame with their Opinions therein to the Houſe.

A Petition of *Edward Selwin* Eſq; Complaining of an undue Return of *Herbert Stapley* Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Seaford*, in the County of *Suſſex*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections to examine the matter, and Report the ſame with their Opinions therein to the Houſe.

A Petition of *Richard Carew* and *William Jennings* Eſquires, Complaining of an undue Return of *Bernard Grenvile*, and *Nicholas Courtney*, Eſquires, to ſerve in this preſent Parliament, as Burgeſſes for the Burrough of *Saltaſh* in the County of *Cornwal*, in injury of the Petitioners, who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections, to examine the matter, and Report the ſame with their Opinions therein to the Houſe.

A Petition of Sir *Nathaniel Napper*, Complaining of an undue Return of *Perigrine*, Viſcount *Dunblane*, to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Corfe Caſtle* in the County of *Dorſet*, in injury of the Petitioner, who was duly Elected

cted, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections, to examine the matter, and Report the ſame with their Opinions therein to the Houſe.

A Petition of *Richard Winwood* and *Samuel Starkey* Eſquires, Complaining of an undue Return of Sir *John Erule*, Knight, and *John Pawney* Eſquire, to ſerve in this preſent Parliament, as Burgeſſes for the Borough of *New Windſor*, in the County of *Berks*, in injury of the Petitioners, who were duly Elected, and ought to have been Returned, was Read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections to examine the matter, and Report the ſame, with their Opinions therein to the Houſe.

A Petition of Sir *John Shorter* and *Tho. Smith*, Eſq; Complaining of an undue Return of Sir *Richard How* and *Peter Rich*, Eſq; to ſerve in this preſent Parliament as Burgeſſes for the Borough of *Southwark*, in the County of *Surrey*, in Injury of the Petitioners, who were duly Elected, and ought to have been Returned, was Read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections to Examine the matter, and Report the ſame, with their Opinions therein to the Houſe.

A Petition of Sir *Charles Windham* Knight, Complaining of an undue return of *Thomas Knowles*, Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Town and County of *Southampton*, in Injury of the Petitioner, who was duly Elected; and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Priviledges and Elections to Examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of Sir *Lewis Palmer*, Baronett; Complaining of an undue Return of Sir *Rice Rudd*, Baronet, to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Higham Ferries*, in the County of *Northampton*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges to Examiue the mattter, and Report the ſame, with their Opinion therein, to the Houſe.

A Petition of *John Lamot Honiwood*, Eſq; complaining of an undue Return of Sir *John Bramſtone* Baronet, to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Malden* in the County of *Suſſex*, in injury of the Petitioner who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges to examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *Edward Lloyd*, Eſq; complaining of ſeveral undue Practices uſed by the Bayliffe of *Moungomery*, in Electing and Returning of *Matthew Price* Eſq; to ſerve in this preſent Parliament as Burgeſs for the Borough of *Mountgomery* aforeſaid, in Injury of the Petitioner, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration

ration of the Committee of Elections and Priviledges to Examine the matter, and report the ſame with their Opinion therein to the Houſe.

A Petition of *Richard Duke* Eſq; Complaining of an undue Return of *Will. Stawell* Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Aſhburton*, in the County of *Devon.* who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Election aud Priviledges, to examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *Thomas Manſell* Eſq; Complaining of ſeveral undue Practices uſed by the Bayliff of the Borough of *Brecon*, in Electing and Returning *John Jefferies* Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Brecon* aforeſaid, in injury of the Petitioner, who was duly Elected, and is Returned by the other Indenture, affixed to the Writ, and Filed in the Crown-Office was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges to examine the matter, and report the ſame with their Opinions therein to the Houſe.

A Petition of Sir *Francis Clarke*, Complaining of an undue Return of Sir *John Banks*, to ſerve in this preſent Parliament as Citizen for the City of *Rocheſter* in the County of *Kent*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges

ledges to Examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *Daniel Collingwood* Eſq; Complaining of an undue Return of Sir *Ralph Gray*, to ſerve in this preſent Parliament, as Burgeſs for the Town of *Berwick* upon *Tweed*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of the Inhabitants of *Shoreham* in the County of *Suſſex*, complaining of ſeveral undue practices uſed by the Conſtable of the Borough of *Shoreham* aforeſaid, in Electing and Returning of *Robert Fagg* and *John Cheale*, Gentlemen, to ſerve in this preſent Parliament, as Burgeſſes for the ſaid Borough, in injury of the Petitioners, who did duly Elect Sir *Anthony Deane*, and Sir *Robert Fugg*, who ought to have been ſolely returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *John Bechy*, Eſq; complaining of an undue Return of Sir *John Kempthorne*, to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Portſmouth*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges

to

to examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *Edward Philips*, and *Robert Hunt*, Eſquires, Complaining of an undue Return of *William Strode* and *John Speake* Eſq; to ſerve in this preſent Parliament, as Burgeſſes for the Borough of *Ilceſter* in the County of *Somerſet*, in Injury of the Petitioners, who as they alledge, were duly Elected and Returned, was read.

Reſolved, &c.

That the ſaid Petition, be referred to the Conſideration of the Committee of Priviledges and Elections, to examine the matter and Report the ſame with their Opinion therein, to the Houſe.

A Petition of *Thomas Stradling* Jun. Eſquire, complaining of an undue Return of Sir *Robert Thomas*, Barronet, to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Cardiffe*, in the County of *Glamorgan*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to conſider of the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of *John Kendall* Eſq; complaining of an undue Return of Sir *Jonathan Tralawney* Bar. to ſerve in this preſent Parliament, as Burgeſs for the Borough of *Eaſtlowe* in the County of *Cornwal*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was Read.

Reſolved, &c.

That the ſaid Petition, be referred to the conſideration of the committee of Elections and Priviledg-

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es, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of Sir *Mathew Andrews*, complaining of an undue return of *Whittacer* Eſq; to ſerve in this preſent Parliament as Burgeſs for the Burrough of *Shafton* alias *Shaftsbury*, in the County of *Dorſet*, in injury of the petitioner, who was duly Elected and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the conſideration of the Committee of Elections and and Priviledges, to Examine the matter, and report the ſame with their Opinion therein to the Houſe.

A Petition of *William Spencer*, Eſq; to ſerve in this preſent Parliament, as one of the Knights of the the Shire for the County of *Lancaſter*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *Henry Chevers* Eſq; complaining of an undue Return of Sir *George Hungerford*, and *Walter Norborne* Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Burrough of *Calne*, in the County of *Wilts*, in injury of the petitioner; who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the conſideration of the Committee of Elections and Priviledges to examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *Alexander Rigby* Eſq; complaining of

of an undue return of *Charles* Earl of *Ancram*, to ſerve in this preſent Parliament, as Burgeſs for the Burroueh of *Wigan*, in the County of *Lancaſter*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the conſideration of the Committee of Elections and Priveledges, to examine the matter, and Report the ſame, with their Opinions therein to the Houſe.

A Petition of *Thomas Owen* Eſq; complaining of an undue return, of *William Wogan* Eſq; to ſerve in this preſent Parliament, as Burgeſs, for the Town and County of *Haverford* Weſt, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition, be referred to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of *John Lawford*, Eſq; complaining of an undue return, of Sir *George Hungerford*, and *Walter Norborne* Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Burrough of *Calne*, in the County of *Wilts*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition, be referred to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame with their Opinions therein to the Houſe.

A Petition of *William Strode* and *John Speke* Eſqs; complaining of an undue Return of *Edward Phillips* and *Robert Hunt* Eſqs; to ſerve in this preſent Parliament, as Burgeſs for the Burrough of *Ilceſter*, in the County

County of *Sommerſet*, in Injury of the Petitioners, for that the Common Seal of the ſaid Burrough, was forceably taken away, from the Baylif of the ſaid Burrough, and affixt to the Indenture, by which the ſaid *Edward Phillips* and *Robert Hunt* were Returned; whereas the Petitioners were Returned by the Baylif, who is the only proper Officer capable of making Returns, was read.

Reſolved, &c.

That the ſaid Petition, be referred to the Conſideration, of the Committee of Elections and Priviledges, to examine the matters, and Report the ſame, with their Opinion, therein to the Houſe.

A Petition of *Mathew Price* Eſq; complaining of an undue Return of *Edward Loyd* Eſq; toſerve in this preſent Parliament, as Burgeſs for the Burrough of *Mountgomery*, in injury of the Petitioner, whereas the Petitioner was duly returned by the proper Officers, was read.

Reſolved, &c.

That the ſaid Petition be referred, to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

The Houſe taking notice of the ſeveral Complaints, in the Petitions, this day read, and of divers miſdemeaners and undue practiſes, in Sherriffs, Mayors, Bayliffs, and other Officers, in Elections and Returns of Members to ſerve in Parliament.

Ordered,

That it be an Inſtruction to the Committee of Priviledges and Elections, that they do Examine and make a ſpecial Report, of all miſcarriages, and undue practiſes, in Sherriffs, Mayors, Bayliffs, and other Officers concerned in the return of Members Elected, to ſerve in Par-

Parliament; as likewiſe of all undue Practices, Letters Promiſes, Threats, or Oppreſſions, in any Elections.

And then the Houſe Adjourned, till to morrow morning, eight of the Clock.

Jovis 20. *die Marcij.* 78.

Ordered,

THAT Mr. Speaker do Iſſue out his Warrant, to to the Clerk of the Crown, to make out a new Writ, for Electing a Member to ſerve in this preſent Parliament, for the Borrough of *Tregony*, in the County of *Cornwal*, in the room of *Robert Buſcawen* Eſq; Deceaſed,

Reſolved, &c.

That an humble Addreſs be made to his Majeſty, to appoint a day for a Solemn Faſt, and humiliation. And it is referred to

Sir *Thomas Player.*	Sir *Thomas Clargis.*
Sir *John Knight.*	*Collonel Mildmay.*
Mr. *Dubois.*	Sir *Robert Atkins.*
Sir *William Poultney.*	Sir *Anthony Irby.*
Collonel Birch.	Mr. *Ouſlow.*

Or any three of them to draw up and prepare the ſaid Addreſs.

A Petition of Sir *Philip Matthews* Barronet, and Sir *William Waller* Knight, complaining of undue Practices, in the Bayliff, in returning of Sir *Stephen Fox*, and Sir *William Poultney* Knights, to ſerve in this preſent Parliament, as Burgeſſeſs, for the Citty of *Weſtminſter*, in Injury of the Petitioners who was duely elected, and ought to have been returned, was read.

Re-

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges to examine the matter, and report the ſame, with their opinions therein to the Houſe.

A Petition of *John Morris* Merchant, complaining of an undue Return of *Cariton* Eſq; to ſerve in this preſent Parliament, as Burgeſs for the Burrough of *Newport*, in the County of *Cornwal*, in injury of the Petitioner, who was duly Elected, and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the couſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of *Ralph Stawel* Eſq; complaining of an undue return of Sir *Francis Rolls*, to ſerve in this preſent Parliament, as Burgeſs, for the Burrough of *Bridgwater*, in the County of *Sommerſet*, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of *Robert Fielding* Eſq; complaining of unjuſt and partial proceedings, and unwarrantable Practices, uſed by the Sherriffs of the County and Citty of *Coventry*, in returning of *Major Beak* and *Richard Hopkins* Eſqs; to ſerve in this preſent Parliament, as Cittizens for the ſaid Citty, in Injury of the Petitioners, who had been choſen, by the Majority of Voices, had it not been for ſuch Proceedings, was read.

Re-

Reſolved, &c.

That the ſaid Petition, be referred to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame with their Opinion therein to the Houſe.

A Petition of *Richard Derham*, Eſq; complaining that although he was duly Elected to ſerve in this preſent Parliament, as Burgeſs, for the Burrough of *New Radnor*, in the County of *Radnor*, yet the Bayliff of the ſaid Town, combining with Sir *Edward Harley*, had by an Indenture, returned the ſaid Sir *Edward Harley*; but that the ſame was not returned by the Sherriff, and praying that Juſtice of the Houſe therein, was read.

Reſolved, &c.

That the ſaid Petition, be referred, to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinions therein to the Houſe.

Reſolved, &c.

That the Clerk of the Crown do attend to morrow morning, to give an Account of the Writ for *Radnorſhire*.

A Petition of the Mayor, Bayliffs and Burgeſſes of *Lavidloes* and *Kanvyling*, in the County of *Montgomery*, complaining of undue practices of the Bayliff of *Montgomery* in not giving truly notice to the Inhabitants of the ſaid Burrough, of the Election, and upon the day of Election Excluding the Petitioners, from being Polled, who had agreed to give their Votes, for *Edward Loyd* Eſq; but the ſaid Bayliff being influenced by ſome great perſons of the Neighbourhood, returned *Matthew Price* Eſq; to ſerve in this preſent Parliament as Burgeſs for the Burrough of *Montgomery*, notwithſtanding the Petitioners, who were the greater number, unanimouſly made choice of the ſaid *Edward Loyd*

Loyd, to the great injury of the Petitioners; and praying that the ſaid *Edward Loyd*, may either have the benefit of their Voices, or that the Election be made void, was read.

Reſolved, &c.

That the ſaid Petition, be referred to the conſideration of the Committee of Priviledges and Elections, to examine the matter, and Report the ſame, with their Opinions therein to the Houſe.

Sir *Francis Winnington* Reports, from the Committee, appointed to inſpect the Journal of the laſt Seſſions of the laſt Parliament, and to prepare and draw up a ſtate of the matters then depending and undetermined, and the progreſs that was made therein; that the Committee had agreed upon a Report, which he made in his place, but that the ſame by reaſon of ſhortneſs of time, was not reduced into Writing; and a Debate being in the Houſe thereupon.

Reſolved, &c.

That the ſaid Report be recommitted upon the Debate of the Houſe, and to be brought in writing, to the end the ſame may be entred in the Journal.

Reſolved, &c.

That a Committee of Secreſy be appointed, to take Informations, and prepare Evidence, and draw up Articles againſt the Lords that are Impeached, and that are now in the Tower; and to take ſuch further Informations, as ſhall be given relating to the Plot, and conſpiracy againſt his Majeſty and the Government, and the Murder of Sir *Ed. Godfrey*, and it is referred to:

Mr. *Trenchard.*	*Serjeant Ellis.*
Sir *Francis Winnington.*	Sir *Thomas Lee.*
Sir *Thomas Meers.*	*Serjeant Maynard.*
Mr. *Vaughan.*	Mr. *Powle.*
Mr. *Sacheveril.*	Mr. *Seymour.*
Collonel Titus.	Mr. *Treby.*

Sir

Sir *Henry Capel.* Sir *Thomas Player.*
Sir *Thomas Stringer.* or any three of them, and they are impowred to send for Persons, Papers, and Records, and to sit *de die in diem.*

Ordered,

That Mr. Speaker do send a Letter, to *Mr. Williams* and the rest of the Members of the Long Robe, that are now gon the Circuits, to summon them to attend the Service of this House.

Ordered,

That *Doctor Tonge, Mr. Oates,* and *Mr. Bedloe,* be Sommoned to attend at the Bar of this House, to morrow morning to give such information, as they can concerning the Plot. *Resolved,* &c.

That a Committee be appointed, to Inspect the Journal of the House of Lords, and see what resolutions have been there taken, in matters of Impeachment, and it is referred to,

Mr. *Sacheverel.* Mr. *Powle.*
Sir. *Francis Winnington.* Sir *Thomas Meers.*
Sir *John Wallet.* *Collonel Birch.*
Sir *Henry Capel.* Sir *John Knight.*
Sir *Thomas Clargis.* *Collonel Titus.*
Mr. *Bennit.* or any three of them.

Resolved, *Nemine Contradicente.*

That a Message be sent to the Lords, to put them in mind of the Impeachments of High Treason, Exhibited against *Thomas* Earl of *Danby,* in the names of the Commons of *England,* and to desire that he may be committed to safe Custody.

Resolved, &c.

That it be referred to the Committee of Secresy, to draw up further Articles against *Thomas* Earl of *Danby.*

And then the House Adjourned till to morrow morning eight of the Clock.

Veneris 21. die Martij. 78.

SIR *Thomas Clargis* Reports from the Committee appointed to draw up, and prepare an Addreſs to be preſented to his Majeſty, for appointing a Solemn day of Humiliation.

An Addreſs agreed by the Committee, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was read, and upon the Queſtion agreed to, and is as followeth, *viz.*

WEE your Majeſties moſt Dutiful and Loyal Subjects, the Commons in this preſent Parliament Aſſembled, being deeply ſenſible, of the ſad and calamitous Condition of this your Majeſties Kingdom, occaſioned chiefly by the Impious and Malicious Conſpiracies of a Popiſh party, who have not only Plotted and intended the Deſtruction of your Majeſties Royal perſon, but the total Subverſion of the Government and true Religion Eſtabliſhed amongſt us. All which our many and grievous Sins, have juſtly deſerved; and being now by your gratious favour Aſſembled in Parliament, as the great Councel of your Kingdom, to conſult on ſuch means as we conceive fitteſt to redreſs the manifold Evils wherewith this Nation is ſurrounded, do in all Humility beſeech your Majeſty, that by your Royal Proclamation, one or more days may be ſolemnly ſet apart, wherein both our ſelves and all your Majeſties Loyal Subjects, may by Faſting and prayer, ſeek a Reconciliation with Almighty God, and with humble and penitent hearts, implore him by his power and goodneſs, to infatuate and defeat the wicked Councels and Machinations of our Enemies, and continue his Mercy and the light of the Goſpel

our

to us, and our Posterities, and particularly to bestow his abundant Blessings upon your Sacred Person, and this present Parliament, that our Consultations and Endeavours may produce Honour, Safety and Prosperity, to your Majesty and your People.

Ordered,

That Sir *Thomas Clargis*, do carry up the same the Lords, for their concurrence.

Ordered,

That the Clerk of the Crown be called in, to give an account touching the return for *Radnor*.

And the Clerk of the Crown being called in, acquainted the House, that there was no return, for the Town of *Radnor*, affixed to the Writ, but a return for the County only.

And one Mr. *Ostland*, being called in, and informing the House that he had an Indenture, which he was directed by the Sherriff, to annex to the Writ, and that he had tendred the same to the Clerk of the Crown, and the Indenture being brought up to the Table.

Ordered,

That the Clerk of the Crown do affix the Precept and Indenture to the Writ for *Radnor*, which he accordingly did.

Ordered.

That the matter touching the Return for the Borough of *Bridgewater*, be referred to the Committee of Elections, and that it be the first Cause that be heard before the Committee this After noon.

A Petition of several of the Inhabitants of *Westminster*, complaining of an undue Election and Return of Sir *Stephen Fox*, and Sir *William Poultney*, to serve in this present Parliament, for *Westminster*, was read.

Ordered,

That the ſame be referred to the Conſideration of the Committee of Priviledges and Elections, to examine the matter, and Report the ſame with their Opinions therein to the Houſe.

A Petition of *Thomas Kendall* Eſq; complaining of undue practices uſed by *John Trelawney* the younger, Mayor of the Borough of *Weſtlow* alias *Portpigham*, in the County of *Cornwal*, in Returning *John Trelawney* the Elder, Eſq; to ſerve in this preſent Parliament, as one of the Burgeſſes for the ſaid Borough by one Indenture, and procuring himſelf to be Returned by another Indenture, contrary to the Standing Orders of this Houſe, and in Injury of the Petitioner, who was duly Elected by the major part of the Inhabitants: and ought to have been Returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine the matter, and Report the ſame with their Opinions therein to the Houſe.

Ordered,

That *Jonathan Edwin*, at the three Roſes in *Ludgate* Street, be immediately ſent for, to give the Houſe an Account by what Authority he Publiſhed the two Pamphlets, the one Intituled, *A Letter from a Jeſuit in* Paris, *to his Correſpondent in* London, , ſhewing the moſt effectual way to ruin the Government and the Proteſtant Religion. And the other Intituled, *Two Letters from Mr.* Mountague, *to the Lord Treaſurer*, one of the eleventh, the other of the eighteenth of *January* 1678. which were read in the Houſe of Commons, together with the Lord Treaſurers Speech.

Sir *Thomas Meeres* Reports from the Committee of Priviledges and Elections, That the Committee had taken into Conſideration the matter of the Re-

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turn for *Buckingham*, and had agreed upon a Report to be made to the House, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again Read, and is as followeth, *viz.*

The Precept was directed to the Bayliffe of the Burrough of Buckingham, *to which there is affixed two Indentures, both Dated the Tenth of* February, Anno 31. Caroli nunc, *one of them is made between the Bayliff and Burgesses of the Borough and Parish of* Buckingham *of the one part, and* Thomas Edgerley, *Esq; Sherriff of the County aforesaid, of the other part, wherein* Edward Viscount Latimer, *and Sir* Peter Tyrrel *Baronet are Returned, and the Common Seal is affixed thereto, upon which Indenture is indorsed thus.*

The Common Seal within mentioned was put to this present Indenture, by and with the Consent of *George Carter* Gentleman, Bayliffe for the time being, and the major part of the principal Burgesses of *Buckingham* within mentioned, in the presence of *Henry Bridges* Deput. Seneschal.

The other Indenture is made between the same parties, and therein is returned *Edward, Viscount Latimer*, and Sir *Richard Temple*, Knight of the Bath and Baronet, wherein 'tis mentioned, That the Common Seal of the said Town, and the Seals of the Bayliff and Burgesses are set, and to the said Indenture is Seals affixt, but not the Common Seal, and theire is six Names Subscribed thereto, whereof *George Carter* Bayliffe is one, but there is no Indorsement on this Indenture. Whereupon the Committee came to these Resolutions.

Resolved, &c.

That the Indenture wherein *Edward*, *Viscount Lattimer*, and Sir *Peter Tyrril* are return'd to serve in this present Parliament as Burgess for the Town of *Buckingham* is duly return'd.

Reſolved, &c.

That the Indenture wherein *Edward* Viſcount *Latimer*, and Sir *Richard Temple* are returned as Burgeſſes to ſerve in this preſent Parliament, for the Town of *Buckingham* is not duly Returned.

Reſolved, &c.

That this Houſe doth agree with the Committee.

A Petition of Collonel *John Strode*, complaining of an undue Election and Return of Mr. *Stokes* to ſerve in this preſent Parliament for *Dover* was read.

Reſolved, &c.

That the ſaid Petition be referred, to the conſideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the ſame, with their Opinion therein to the Houſe.

Ordered,

That the Clerk of the Crown do attend to morrow morning, and do take off the File from the Indenture, wherein *Edward Viſcount Lattimer*, and Sr *Richard Temple*, are Returned to ſerve in Parliament for the Borough of *Buckingham*.

Doctor Tonge being called in, gave his Information touching the Plot.

Mr. *Oates* being alſo called in, gave his Information touching the Plot; and did likewiſe give an Information againſt *Thomas* Earl of *Danby*, and alſo againſt Mr. *Sackvile*, Mr. *Goring* and Sir *John Robinſon*, three of the Members of this Houſe.

Ordered,

That Mr. *Oates* do on Munday next, at Ten of the Clock, bring his Witneſſes to the Bar of this Houſe, to prove the Information given by him this day, againſt Sir *John Robinſon*, Col. *Edward Sackvile*, and Captain *Henry Goreing*, three of the Members of this Houſe, and that the ſaid Members do then attend in their places.

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Ordered,

That Mr. *Oates* his Information againſt *Thomas* Earl of *Danby* for diſcouraging the Kings Evidence be referred to the conſideration of the Committee of Secrecy.

Ordered,

That Mr. *Oates* do tranſmit into this Houſe, a Copy of his Information, relating to the Plot, delivered by him this day at the Bar of this Houſe, to the end the ſame may be entred in the Journal.

Ordered,

That Mr. *Hills* and Mr. *Edwin* do attend at the Barr of this Houſe to morrow morning, to give an Account touching the two Pamphlets.

Ordered,

That the Orders of every day be read the next morning before any other buſineſs.

Mr. *Bedloe* being called in, and having given his Information touching the Plot, did likewiſe deliver the ſame in Writing, to the Clerk of the Houſe.

Reſolved, &c.

That an Humble Addreſs be made to his Majeſty by ſuch Members of this Houſe as are of his Majeſties Privy Council, to deſire his Majeſty that the 500 *l.* Reward, promiſed by his Majeſty in his Royal Proclamation, for the Diſcovery of the Murther of Sir *Edm. Godfrey*, may be forthwith paid to Mr. *Bedloe*, who this Houſe is ſatisfyed to be the firſt Diſcoverer thereof: And that his Majeſty will be further Graciouſly pleaſed to give Order, That the twenty pounds Reward for the Diſcovery of every Prieſt, may be effectually paid to the Diſcoverers of them.

Reſolved, &c.

That an Humble Addreſs be made to his Majeſty to deſire his Majeſty, That the care of Mr. *Bedloes* Safety, may be immediately recommended to his

Grace the Duke of *Monmouth*, and that the

Lord *Cavendiſh*	Mr. *Booth*.
Sir *Robert Carr*.	Mr. *Powle*.
Sir *William Portman*.	Sir *John Ernle*.

Sir *Henry Capell*. do attend his Majeſty with the Addreſs. The Lord *Cavendiſh* Reports, That they had attended his Majeſty with the Addreſs; and that his Majeſty was pleaſed to return Anſwer.

That He had hitherto taken all the Care He could of Mr. Bedloe, *and that He knew how Conſiderable his Evidence was, and that He would ſee hereafter, That he ſhould want for nothing, and that He would be Reſponſible for him whileſt he remained in* White Hall, *but that He could not be Anſwerable for him when he went Abroad.*

Mr. *Everard* being called in, gave his Information of his Knowledge of the Plot.

Ordered.

That Mr. *Everard* do put his Narrative this day made into Writing, and preſent it to the Houſe on Munday next.

And then the Houſe Adjourned till to morrow Morning eight of the Clock.

Sabbati 22. die Marcij, 78.

THE Clerk of the Crown being called in, did according to the Order of the Houſe, take off the File, the Indenture, wherein *Edward*, Lord *Viſcount Latimer*, and Sir *Richard Temple* were Returned to ſerve in this preſent Parliament for the Town of *Buckingham*.

A Petition of Sir *Lionell Walden*, ſetting forth, That he was well Elected to ſerve in this preſent Parliament, for the Borough of *Huntingdon*, but by undue and illegal practices Mr. *Sidney Wortley* had pro-

procured himſelf to be Returned for the ſaid Borough, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine of the matter, and Report the ſame, with their Opinion therein to the Houſe.

A Petition of the Common Council men and Burgeſſes for the Borough of the *Devizes*, complaining of undue practices in the Election of Burgeſſes to ſerve in this preſent Parliament for the ſaid Borough was read.

Reſolved, &c.

That the ſaid Petition, be referred to the Conſideration of the Committee of Priviledges and Elections, to examine the matter and Report the ſame with their Opinion therein, to the Houſe.

Ordered.

That a Bill be brought in upon the Debate of the Houſe to ſerve the King and Kingdome againſt the growth and Danger of Popery. And it is referred to

Sir *Thomas Clargis.*	Sir *John Knight.*
Serjeant *Maynard.*	Sir *Joſeph Tredingham.*
Sir *Trevor Williams.*	Mr. *Trenchard.*
Mr. *Williams.*	Sir *Thomas Meres.*
Mr. *Thynn.*	Sir *Robert Carr.*
Mr. *Powle.*	Mr. *Sacheverell.*
Mr. *Stoxe.*	Sir *Samnel Bernardiſton.*
Sir *William Pultney.*	Col. *Birch.*
Mr. *Hamden.*	Sir *Thomae Lee.*
Mr. *Seymour.*	

or any five of them, to prepare the ſaid Bill, and preſent the ſame to the Houſe.

Mr. *Secretary Coventry* acquaints the Houſe, that his Majeſty had been attended with the Addreſs of this

this Houſe, relating to 500 *l.* reward to be paid to Mr. *Bedloe*, for diſcovering the Murther of Sir *Edmundbury Godfrey*, who, this Houſe was ſatisfied to be the firſt Diſcoverer thereof, and alſo for paying 20 *l.* for the Diſcovery of the every Prieſt, which his Majeſty had promiſed in his late Royal Proclamation, And his Majeſty was gratiouſly pleaſed to ſay, That the 500 *l.* ſhould be immediately paid, and that promiſe ſhould be effectually performed.

A Meſſage from his Majeſty by Sir *Edward Carteret*, Uſher of the Black Rod.

Mr. *Speaker*.

The King commands this honourable Houſe, to attend him immediately in the Houſe of Lords.

And accordingly Mr. *Speaker* with the Houſe, went up to attend his Majeſty in the Houſe of Peers.

Mr. Speaker and the Houſe being returned, and Mr. Speaker having taken the Chair, Reported the effect of his Majeſties Speech.

Reſolved *nemine contradicente*.

That a Meſſage be immediately ſent to the Lords, to remind their Lordſhips of the laſt Meſſage ſent them from this Houſe, relating to *Thomas* Earl of *Danby*, and demand that *Tomas* Earl of *Danby*, may be forthwith Sequeſtred from Parliament, and committed to ſafe Cuſtody.

Ordered.

That the Lord *Anneſly*, do carry up this Meſſage.

A Meſſage from the Lords; by Sir *Timothy Baldwin, and* Sir *William Beverſham*,

Mr. Speaker.

The Lords deſire a preſent conference with this Houſe, in the Painted Chamber.

The Meſſengers being called in.

Mr. Speaker acquaints them, that this Houſe would return their Lordſhips an Anſwer, by Meſſengers of their own.

Re-

Resolved, &c.

That a Message be sent to the Lords, to acquaint them, that the House having received a Message from their Lordships, whereby they desire a present conference with this House in the Painted Chamber.

That this Answer be returned.

That it is not agreeable to the usage and proceedings in Parliament, for either House, to send for a conference, without expressing the subject matter of that conference.

Ordered.

That Mr. *Hambden* do go up with this Message.

Mr. *Hills* being called in, to give this House an account of the two Pamphlets, informed the House, that he Printed them by Order of the Lord Treasurer.

Ordered.

That a Committee be appointed to consider of the two Pamphlets, which was Printed by Mr. *Hills* for Mr. *Edwin*, by Order of the Lord Treasurer; and to Report their Opinion thereupon to the House, on Munday next. And it is referred to.

Mr. *Vaughan.*	Mr. *Powle.*
Collonel Titus.	Mr. *Seymour.*
Sir *William Poultney.*	Sir *Patience Ward.*
Sir *Thomas Meers.*	Sir *Thomas Lee.*
Mr. *Hamden.*	Sir *Thomas Clargis.*
Mr. *Mountacue.*	Mr. *Dubois.*
Mr. *Trenchard.*	Sir *Thomas Player.*
Collonel Birch.	Sir. *Robert Payton.*
Mr. *Buscaven.*	or any five of them.

A Message from the Lords, by Sir *Edward Low* and Sir *John Franklyn.*

Mr. Speaker.

The Lords desire a present conference with this House, in the Painted Chamber, touching matters, relating to the Earl of *Danby.* The

The Meſſingers being withdrawn.

Reſolved, &c.

That this Houſe will meet the Lords at a preſent conference in the painted Chamber.

The Meſſengers being called in.

Mr. Speaker acquaints them that this Houſe does agree to meet their Lordſhips at a preſent Conference in the painted Chamber.

Ordered.

That Mr. *Powle.*
Sir *Thomas Lee.*
Sir *John Mallet.*
Sir *Thomas Player.*
Mr. *Vaughan.*
Lord Cavendiſh.
Sir *Thomas Clargis.*
Mr. *Seymour.*
Sir *Thomas Meers.*
Mr. *Sacheveril.*
Sir *Henry Capel.*
Mr. *Harberd.*
Collonel Birch.
Sir *Joſeph Tredenham.*
Collonel Titus.
Sir *Francis Winnington.*
Sir *Robert Carr.* Do attend & manage the Conference.

Mr. *Powle* Reports, that the Members appointed had a Conference, at which the Duke of *Monmouth* ſpake as followeth.

I am commanded by the Lords to acquaint you, that their Lordſhips having taken into conſideration, matters relating to the Earl of Danby, *together with what his Majeſty was pleaſed to ſay, upon that Subject; have Ordered that a Bill be brought in, by which*

Thomas *Earl of* Danby, *may be made for ever incapable of coming to his Majeſties preſence, and of all Offices and Imployments, and of receiving any Grants or Gifts from the Crown, & of ſitting in the Houſe of Peers.*

Reſolved, &c.

That the conſideration of this Report, be Adjourned till Munday next.

Ordered.

That a Committee be appointed to repair to the Lord Chanchellor, and the other Offices, and in-

inquire into the manner of ſuing forth the Pardon for *Thomas* Earl of *Danby*, and make their Report thereof to the Houſe, on Munday next, and it is referred to

Mr. *Vaughan.* Sir *Thomas Lee.*
Sir *Thomas Meers.* Mr. *Sacheveril,*
Sir *Francis Winnington.* Mr *Powle.*

or any three of them.

A Meſſage from the Lords, by Sir *Edward Low* and Sir *John Franklin.*

Mr. Speaker.

We are commanded by the Lords, to acquaint you, that their Lordſhips have agreed to the Addreſs, of this Houſe, to be preſented to his Majeſty, to appoint a day for a general Faſt and Humiliation, and the Lords of the white Staves, having waited upon his Majeſty, to know his pleaſure when both Houſes may attend him, his Majeſty hath appointed both Houſes to attend him on Munday next, at three of the clock in the afternoon, in the Banquetting houſe.

And then the Houſe Adjourned till Munday eight of the clock.

Lune 24. die Martij. 78.

MR. *Harbord* being choſen for the Town of *Thetford*, in the County of *Norfolk*, and for the Burrough of *Camelford*, in the County of *Cornwal*, made his Election to ſerve for the Town of *Thetford.*

Ordered.

That Mr. Speaker do Iſſue out his Warrant to the Clerk of the Crown, for a new Writ, for chooſing of a Burgeſs to ſerve in this preſent Parliament, for the ſaid Burrough of *Camelford.*

Reſolved *nemine contradicente.*

That this Houſe doth declare, that they are fully ſatisfied by the Prooffs they have heard, that there now is, and for divers years laſt paſt, hath been a Horrid and

and Treaſonable PLOT and Conſpiracy, contrived and carried on, by thoſe of the Popiſh Religion, for the murthering of his Majeſties Sacred Perſon, and for ſubverting the Proteſtant Religion, and the ancient and well Eſtabliſhed Government of this Kingdom.

Ordered.

That the concurrence of the Lords be deſired to this Vote, and that Sir *John Guyes* do go up to the Lords, to deſire their Concurrence.

Sir *Henry Capel* Reports from the Committee appointed to inſpect the Journal of the Lords, and ſee what Reſolutions they had taken, touching Impeachments, that they had Inſpected the Journal of the Lords Houſe, and had agreed upon a Report, which he read in his place, and afterwards delivered in the ſame at the Clerks Table.

Reſolved, &c.

That the reading and conſideration of the ſaid Report, be adjourned, till Thurſday next ten of the Clock.

Sir *Francis Winnington* Reports, from the Committee appointed to inquire into the manner of ſuing forth the Pardon for *Thomas* Earl of *Danby*: That the Committee had attended the Lord Chancellor and made a ſearch in all Offices concerned, in paſſing the Kings Letters Patents, and had agreed upon a Report, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again Read, and is as followeth.

The Committee in purſuance of the Order of the Houſe, went to the ſeveral Offices, where the Kings Letters Patents always have and ought to paſs.

Firſt we went to Mr. Secretary *Coventrys* Office, and could find no entry of any ſuch Pardon there, and ſome of the Committee ſpoke with Mr. Secretary himſelf, who declared that he knew nothing of the paſſing the Pardon.

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Wee likewiſe went to my Lord *Sunderlands* Office, and Mr. *Bridgman* his Secretary aſſured us, that there was no entry in that Office of any ſuch Pardon.

But the Committee not being ſatisfyed with this, they reſolved to attend my Lord *Sunderland* himſelf, this *Munday* morning: But my Lord was pleaſed to ſend to the Chair man, the Laſt Night, to inform the Committee that he knew nothing of the Pardon. From thence the Committee went to the Office of Signet and Privy Seal, and had an account there, that there was no Entry or Memorial of any ſuch Pardon. From thence the Committee went to the Lord Privy Seal and his Lordſhip told us, that he never heard any Word of the Pardon until the day the King was pleaſed to mention it in the Houſe of Lords. And further ſaid, That if any ſuch Pardon had come to him, he would have very well Conſidered, before he would have paſſed it:

After this the Committee attended my Lord Chancellor. And he was Pleaſed to acquaint the Committee, that as to the Pardon, he neither adviſed, drew, nor altered one word of it, and that the Truth of the Fact was thus.

That my Lord Treaſurer delivered it to him and being asked by the Committee whether the Pardon extended to Impeachments, his Lordſhips Anſwered, That it did, and had theſe general Words, of all Treaſons and Crimes whatſoever, together with the Words *omnia & omnimoda Indictamenta Impetitiones*, & thoſe other Words *licet indictatus vel non indictatus vel non impetitus*, &c. and this was to extend to the ſeven and twentieth of *February* laſt, and did bear date the firſt of *March* inſtant.

My Lord Chancellor further declared, that my Lord Treſurer deſired to have the Pardon paſs with all the Privacy in the World, and the reaſon he gave was

was, becauſe he did not intend to make uſe of it, but ſtand upon his Innocency, except Falſe Witneſſes ſhould be produced againſt him, and then he would make uſe of it, at the laſt extremity.

After this, my Lord Chancellor ſaid, That he writ a Letter to my Lord Treaſurer, wherein he took Notice to his Lordſhip, that in the firſt place the Service of the King was to be Conſidered, and if his Lordſhip would take his Advice, he thought it was beſt to let the Pardon paſs the Regular Courſe, that it might be publickly known, that ſo it might Anſwer the End his Lordſhip intended, which was to prevent the Reſuming the Impeachment againſt his Lordſhip.

The next day after this Letter was ſent, my Lord Chancellor Declared to the Committee, That he met my Lord Treaſurer at the Committee of Foreign Affairs, where he gave my Lord Treaſurer the ſame Advice as he gave in the Letter, which was to diſſwade his Lordſhip. Thereupon my Lord Treaſurer ſaid, That he had acquainted the King with the Contents of the Letter, and that his Majeſty did Declare, That He was reſolved to have it done, which was to Paſs the Pardon with all privacy. Suddenly after this, the King Commanded the Lord Chancellor to bring the Seal to *White-Hall*, which he did to his Lodgings, and being there he laid it upon the Table, thereupon his Majeſty Commanded the Seal to be taken out of the Bagg, which his Lordſhip was Obliged to Submit unto, it not being in his Power to hinder it; and the King Writ his Name upon the top of the Parchment; and then directed to have it Sealed, whereupon the perſon that uſually carryed the Purſe, affixed the Seal to it.

My Lord Chancellor was pleaſed to ſay, That at the very time of affixing the Seal to the Parchment, he

he did not look upon himself to have the custody of the Seal. My Lord Chancellor concluded with this to the Committee, that he took upon himself to know, there was no memorial in any Office whatsoever of this Pardon, from the Secretaries Office, untill it came to his Lordship, but that it was a stampt Pardon by Creation.

Resolved, nemine contradicente.

That a Message be sent to the Lords to demand Justice in the Names of the Commons of *England* against *Thomas* Earl of *Danby*, and that he may be immediately sequestred from Parliament, and committed to safe Custody.

Ordered.

That Sir *Henry Capell* do go up to the Lords with this Message.

Resolved, &c.

That an Humble Address be made to his Majesty representing to his Majesty the irregularity and illegality of the Pardon mentioned by his Majesty to be Granted to the Earl of *Danby*, and the dangerous consequence of Granting Pardons to any persons that lye under an Impeachment of the Commons of *England*, and it is referred to

Sir *John Coventry.*	Mr. *Garraway.*
Sir *Francis Winnington.*	Mr. *Thynn.*
Sir *Thomas Lee.*	Mr. *Powle.*
Mr. *Vaughan.*	Mr. *Reynell.*
Mr. *Sacheverell.*	Serjeant *Ellis.*
Col. *Birch.*	Mr. *Hamben.*
Sir *Thomas Clargis.*	Mr. *Harbord:*
Sir *Henry Capell.*	Sir *William Pultney.*
Sir *Thomas Meres.*	or any three of them to

prepare and draw up the same.

Resolved, &c.

That an Humble Address be made to his Majesty,

that all the Papers and Writings, relating to the Diſcovery of the Plot, and particularly, ſuch Papers and Examinations as have been taken ſince the Prorogation of the laſt Parliament, may be delivered to the Committee of Secreſy appointed to draw up Articles of impeachment againſt the Lords in the Tower.

A Meſſage from the Lords by Sir *Timothy Baldwin* and Sir *John Hoskings*.

Mr. Speaker.

We are Commanded to let this Houſe know that the Lords taking into Conſideration the Meſſage received from this Houſe of Commons on Saturday, That the Earl of Danby *might be ſequeſtred from Parliament, and put into ſafe Cuſtody, did this morning upon debate, Order that the Gentleman Uſher of the Black Rodd do forthwith take the ſaid Earl into Cuſtody, and him ſafely keep till he bring him to the Bar of their Houſe to morrow morning.*

And their Lordſhips thought fit to acquaint this Houſe of Commons, that this was done before they received the laſt Meſſage to that purpoſe.

Ordered,

That the matter of the Information againſt Mr. *Henry Goring*, a Member of this Houſe be Adjourned till Wedneſday next, Ten of the Clock in the Forenoon.

Ordered,

That the conſideration of the Information againſt Sir *John Robinſon*, and Collonel *Edward Sackvile*, two of the Members of this Houſe, be Adjourned till to morrow morning, Ten of the Clock in the Forenoon,

And then the Houſe Adjourned till three of the Clock in the Afternoon.

Poſt

Post Meridiem.

THE House being met, and Mr. Speaker having taken the Chair,

Ordered,

That all Committees (but the Committee of Secrecy and the Committee appointed to draw up the Addreſs, repreſenting to his Majeſty the irregularity and illegality of the Pardon lately Granted to the *Earl* of *Danby*, and the dangerous conſequence of Granting ſuch Pardons) be Adjourned.

And then the Houſe Adjourned till to morrow morning eight of the Clock.

Martis 25. *Die Martii* 79.

A Petition of Sir *Henry Coker* Knight, *John Bennet*, and ſeveral other Free-holders of the County of *Wilts*, on behalf of themſelves and the major part of the Free-holders of the ſame County, complaining of undue and illegal practices in the Sherriff of the ſaid County, in Electing and Returning Sir *Richard Grubham* to ſerve in this preſent Parliament, as one of the Knights of the Shire for the ſaid County, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges to examine the matter thereof, and to Report the ſame with their Opinions therein to the Houſe.

A Petition of *John Bowen*, Sherriff of the County of *Haverford Weſt*, in the County of *Pembrook*, complaining of undue and illegal practices of one *Edward Hughes*, in the Electing and Returning of *Wil-*

liam Wogon Eſq; to ſerve in this preſent Parliament, for the ſaid Town and County of *Haverford Weſt.*

Reſolved, &c.

That the ſaid Petition be referred to the Committee of Priviledges and Elections, and they are to examine the merits of the Return before the Maſter of the Election.

A Meſſage from the Lords by Sir *Timothy Baldwin* and Sir *John Hoskins.*

Mr. Speaker,

We are Commanded by the Lords to acquaint this Houſe, that as ſoon as they received your laſt Meſſage they did immediately and unanimouſly concurr.

A Meſſage from the Lords by Mr. Baron *Littleton* and Mr. Baron *Thurland.*

Mr. Speaker,

We are Commanded by the Lords to acquaint this Houſe, That they ſent to Apprehend Thomas *Earl of* Danby, *both to his Houſe here in Town, and to his Houſe at* Wimbleton; *And that the Gentleman Uſher of the Black Rodd had returned their Lordſhips Anſwer, that he could not be found.*

The Houſe taking into Conſideration the matter of the Information given by Mr. *Oates* againſt Mr. *Edward Sackvile*, a Member of this Houſe, and the Witneſſes being called in and Examined at the Bar of the Houſe.

Reſolved. &c.

That it does appear to this Houſe by the Evidence this day given at the Bar, That Mr. *Edward Sackvile*, a Member of this Houſe, has in ſeveral publick Diſcourſes, diſhonoured and aſperſed the King, and that he has gone about to make it be delivered that there is no Popiſh Plot, by villifying and diſparaging the Evidence given for the Diſcovery thereof, and containing the proceedings of Parliament there-

thereupon, and endeavouring to ſtifle the belief of the Murther of Sir *Edmundbury Godfrey* by the Papiſts.

Ordered.

That Mr. *Edward Sackvile*, a Member of this Houſe, be committed to the Priſon of the Tower.

Ordered,

That Mr. *Edward Sackvile* be expelled the Houſe.

Reſolved, &c.

That an Humble Addreſs be made to his Majeſty by ſuch Members of this Houſe as are of his Majeſties Privy Council, for removing Mr. *Edward Sackvile* from all publick Imployments and Truſts.

Ordered,

That a Bill be brought in to ſummon *Tho.* Earl of *Danby* to render himſelf to Juſtice by a certain day to be therein limited, or in default thereof to Attaint him. And it is referred to

Mr. *Powle.*	Mr. *Sacheverell.*
Serjeant *Ellis.*	Mr. *Vaughan.*
Sir *Thomas Stringer.*	Sir *Thomas Meres.*
Sir *Thomas Lee.*	Sir *Thomas Clargis.*
Sir *Francis Winnington.*	Sir *William Pultney.*

or any three of them to prepare and draw up the ſame.

Ordered.

That the matter of the Information againſt Sir *John Robinſon* a Member of this Houſe be adjourned till to morrow morning Ten a Clock, and that Mr. *Oates* and his Witneſſes do then attend.

And then the Houſe Adjourned till to morrow morning eight of the Clock.

Mercurij 26 die Martij 79.

A Petition of Sir *Thomas Cullam*, Barronet: and *John Rotherham* Esq; complaining of several undue and illegal Practices in the Election of Sir *Thomas Harvey* Knight: and *Thomas Jermin* Esq; to serve in this present Parliament, as Burgesses for the Burrough of St. *Edmonds-Bury*, in the County of *Suffolk*, was read.

Resolved, &c.

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to examine the matter, and report the same with their Opinion therein to the House.

A Petition of the Aldermen and Burgesses of the Borough of *Ruthin*, in the County of *Denbigh*, complaining of undue practices in the Election of a Burgess to serve in this present Parliament for the Town and Borough of *Denbigh*, was read.

Resolved, &c.

That the said Petition be referred to the Consideration of the Committee of Priviledges and Elections, to examine the matter, and report the same with their Opinion therein to the House.

A Petition of Mr. *Christopher Wane*, complaining of several undue and illegal Practises in the Election, and return, of Sir *Robert Eden* Barronet, and *John Tempest* Esq; to serve in this present Parliament, as Knights of the Shire, for the County of *Pallatine*, of *Durham*. And particularly in the high Sheriff of the said County, in discharging of several Popish Recusants from their Commitment, in order to their Voting for them, was read.

Resolved, &c.

That the said Petition be referred to the Consideration

ration of the Committee of Priviledges and Elections, to Examine the matter and Report the ſame with their Opinion therein to the Houſe.

Ordered.

That a Committee be appointed to examine the matter of the Miſdemeanour of the High Shereffe, of the County of *Palatine* of *Durham*; in ſetting at Liberty ſo many Papiſts at the time of Election, and the manner of doing it: and to report the ſame to the Houſe, and it is refered to

Sir *Thomas Lee.*
Mr. *Hamden.*
Sir *Edmond Jennings.*
Collonel *Birch.*
Sir *Robert Eden.*
Sir *John Ernle.*
Mr. *Stockdall.*
Sir *Robert Peyton.*
Mr. *Palmes.*
Mr. *Newport.*
Sir *James Long.*
Sir *Gilbert Garrard.*
Collonel *Tempeſt.*
Sir *John Coventry.*
Sir *Henry Calverly.*
Mr. *Coult.*
Sir *John Hotham.*
Sir *Antony Irby.*
Mr. *Reinal.*
Mr. *Wharton.*
Mr. *Trenchard*
Sir *George Downing.*

And they are to meet this Afternoon at three of the Clock in the Speakers Chamber.

Ordered,

That the Committee, appointed to Examine the matter, touching the two Pamphlets, Printed by Mr. *Hills*, by order of the Lord Treaſurer, be received and doe ſit this Afternon, in the place formerly appointed. And that Mr. Speaker, do deliver to the ſaid Committee, the Originals by which they were Printed.

The Houſe being informed, that Doctor *John Nelſon*, was the Author of the Pamphlet, Intituled a Letter from a Juſuite at *Paris*, to his Correſpondent in

London: Shewing the moſt effectual way, to ruin the Government, and the Proteſtant Religion.

Ordered,

That Doctor *John Nelſon*, be ſent for in Cuſtody of the Serjeant at Arms, to inform the Houſe touching the ſaid Pamphlet.

Ordered,

That a Committee be appointed, to Inſpect the Temporary Laws, that will expire with this Seſſion of Parliament, and report the ſame to the Houſe, and it is referred to:

Sir *Antony Irby*.
Mr. *Thyn*.
Sir *Thomas Player*.
Mr. *Palmes*.
Sir *Edward Deering*.
Sir *Gilbert Gerrard*.
Sir *Patience Ward*.
Sir *Herbert Croft*.
Sir *Scrope How*.
Sir *Thomas Leigh*.
Sir *Phillip Egerton*.
Collonel *Birch*.
Mr. *Stockdale*.
Mr. *Garraway*.
Mr. *Mildmay*.
Sir *Robert Peyton*.
Mr. *Thiſtlewait*.
Sir *Anthony Deane*.
Sir *George Downing*.
Sir *Francis Drake*.
Sir *William Thomas*.
Mr. *Treby*.
Sir *Jonathan Knight*.
Sir *John Wallet*.
Mr. *Goreing*.
Sir *Henry Capel*.
Sir *John Clobery*.
Sir *John Wynn*
Mr. *Seymour*.
Sir *Hugh Owen*.
Sir *William Eſcourt*.
Sir *Philip Skippon*.
Sir *Ralph Dutton*.
Sir *Eliab Harvey*.
Sir *John Pelham*.
Mr. *Buſcawen*.
Mr. *Partridge*.
Sir *Edmond Jennings*.
Mr. *Lewis*.
Mr *Foley*.
Sir *John Wynn*.
Lord *Fairfax*.
Sir *Ralph Dalawall*.
Sir *Joſeph Tredinham*.
Sir *Roger Norwick*.

And they are to meet this Afternoon, at three of the Clock in the Speakers Chamber.

A

A Bill, to ſummon *Thomas* Earl of *Danby*, to render himſelf to Juſtice, by a certain day, to be therein limitted, or in default thereof, to be attainted, was read the firſt time.

Ordered.

That the Bill, be read a ſecond time to Morrow morning.

Ordered,

That the matter of Mr. *Chetwins* Information againſt Sir *Robert Southwell*, a Member of this Houſe, touching Mr. *Dugdales* Evidence, relating to the Diſcovery of the Murther of Sir *Edmond-Bury Godfrey* be heard at the Barr of this Houſe, on *Friday* next, the firſt Buſineſs.

A Petition of ſeveral Free holders of the County of *Leiceſter*, complaining of the undue Election and return of the Lord *Roſs*, and the Lord *Sherrard*, to ſerve in this preſent Parliament, as Knights of the Shire of the ſaid County, in injury of the Petitioners, was read.

Ordered.

That the matter of this Petition, be heard at the Barr of this Houſe, on this day fortnight; and that the high Sheriff, and under Sheriff of the ſaid County doe then attend,

Ordered.

That a Bill or Bills, be brought in to regulate the Elections of Members, to ſerve in Parliament, upon the debate of the Houſe: and it is referred to

Mr. *Holmden.*
Mr. *Sacheverell.*
Sir *Roger Norwich.*
Sir *Robert Peyton.*
Sir *Gilbert Gerrard.*
Mr. *Reynell.*
Sir *John Wynn.*
Mr. *Garraway.*
Sir *John Clobery.*
Mr. *Freake.*
Collonel *Birch.*
Sir *John Talbot.*
Sir *William Pultney.*
Mr. *Hobkins.*

Sir

Sir *Thomas Meers.*	Sir *William Eſcourt.*
Mr. *Savage.*	Sir *Edward Deering.*
Sir *John Coventry.*	Secretary *Coventry.*
Serjeant *Maynard.*	Collonel *Tempeſt.*
Mr. *Foley.*	Mr. *Bennet.*
Sir *Francis Winnington.*	Sir *Robert Markham.*
Sir *John Dawney.*	Sir *William Ellis.*

And they are to meet to Morrow at three of the Clock in the Afternoon, in the Speakers Chamber, and that they doe take into conſideration the Judgment, that was given in the Caſe of Sir *Samuel Bernardiſtone.*

A Meſſage from the Lords, by Sir *Timothy Baldwin* and Sir *John Hoskins.*

Mr. Speaker,

The Lords have ſent you down a Bill, Intituled an Act for the better Diſcovery, and ſpeedy Conviction of Popiſh Recuſants, to which they deſire the Concurrence of this Houſe.

Ordered.

That the matter of the Information againſt Sir *John Robinſon*, a Member of this Houſe, be adjourned till Saturday next, and that Mr. *Oats* and his Witneſſes do then attend.

And then the Houſe adjourned till to Morrow morning, eight of the Clock.

Jovis 27. die Marcij 79.

A Meſſage from the Lords by Sir *Miles Cook* and Sir *John Hoskins.*

Mr. Speaker.

The Lords have paſt a Bill, Intituled *An Act for Baniſhing and diſabling* Thomas *Earl of* Danby. To which they deſire the concurrence of this Houſe.

An

An Engroſt Bill ſent down from the Lords Intituled, *An Act for the better diſcovery, and more ſpeedy Conviction of Popiſh Recuſants*: was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

A Petition of *Richard Derham* Eſq; ſetting forth, that he was duly Elected, to ſerve in this preſent Parliament for the Burrough of *New Radnor*: but notwithſtanding, one *John Luntly*, Bayliff of the ſaid Town, hath returned Sir *Edward Harly*, to ſerve in this preſent Parliament, in injury of the Petitioner, who was duly Elected, and ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition do ly upon the Clerks Table, till Mr. *Derham* do come and own the ſame.

Ordered.

That the Committee appointed to inſpect the Temporary Laws, that will expire this Seſſions of Parliament, be revived, and do ſit this afternoon, in the place formerly appointed.

A Bill to ſummon *Thomas* Earl of *Danby*, to render himſelf to Juſtice, by a certain day, to be therein limitted, or in default thereof to attaint him, was read the ſecond time.

Reſolved, &c.

That the Bill be committed to

Sir *Francis Winnington.*	*Lord Cavendiſh.*
Sir *Francis Drake.*	Mr. *Garraway.*
Mr. *Seymour.*	Mr. *Mountacue.*
Mr. *Powle.*	Sir *Thomas Stringer.*
Collonel Titus	Mr. *Upton.*
Mr. *Sacheveril.*	Sir *Francis Ruſſel.*
Serjeant Ellis.	Sir *William Poultney.*
Col. Birch.	Mr. *Bennet.*

Mr.

Mr. *Williams.*
Serjeant Seyes.
Mr. *Booth.*
Sir *Robert Peyton.*
Sir *Thomas Lee.*
Sir *John Clobery.*
Mr. *Hamden.*
Sir *Edmund Jennings*
Sir *Robert Carr.*
Sir *John Ernle.*
Mr. *Whorwood.*
Sir *Cearles Harbord.*

And they are to meet this afternoon, at three of the clock, in the Speakers Chamber, and are to bring in a clauſe for the diſcovery of all Truſts relating to the Earl of *Danby*, and that he may be made incapable of receiving any Pardon, but by Act of Parliament, wherein he ſhall be particularly named.

Ordered,

That Mr. *Serjeant Street*, have leave to go the Welſh Circuit.

A Meſſage from the Lords, by Sir *William Beverſham* and Sir *John Hoskins.*

Mr. Speaker.

The Lords have ſent you a Bill, Intituled *An Act to diſable any perſon from ſitting in any of the Houſes of Convocation, till he hath taken the Oaths, and made and ſubſcribed the Declaration therein contained.* To which they deſire the Concurrence of this Houſe.

An Engroſſed Bill, Intituled *An Act for Baniſhing and Diſabling* Thomas *Earl of* Danby, was read.

The Queſtion being put whether it ſhould be read a ſecond time.

It paſſed in the Negative.

Reſolved, &c.

That the Bill be rejected.

A Petition of Sir *Francis Rolls*, Barronet, complaining of undue Practices in the Electing and returning of Collonel *Ralph Stawell*, to ſerve in this preſent Parliament, for the Burrough of *Bridgwater*, was read.

Re-

Resolved, &c.

That the said Petition be referred to the consideration of the Committee of Elections and Priviledges, to Examine the matter, and Report the same with their Opinion therein, to the House.

Sir *Thomas Chechcley*, acquaints the House, that his Majesty had been attended with the Address of this House, desiring his Majesty that all Papers and Examinations relating to the Discovery of the Plot, might be transmitted to the Committee of Secresy, and his Majesty Commanded this Answer to be returned, That those Papers and Examinations, were delivered to the Committee of Lords, and so soon as they were dispatched there, they should be sent to the Committee of Secresy, appointed by this House.

And then the House adjourned till to morrow Morning eight of the Clock.

Veneris 22. die Martij, 78.

A Bill for the better securing the liberty of the Subject, was read the first time.

Resolved, &c.

That the Bill be read a second time, on Munday Morning, ten of the Clock.

Ordered.

That the Members of this House, that serve for the City of *London*, do examine the matter, cencerning the Letter, sent to Mr. Speaker, and report the same to the House.

A Petition of Sir *Christopher Calthrope*, Knight; was read, setting forth, That Whereas, the Case indifferent between him and Sir *John Hobard*, Borronet: is to be heard at the Barr of this House, on *Friday* the

E-

Eleventh of *April* next: But he being ſorely viſited with the ſmall Pox: cannot be able to attend the Service of the Houſe, and therefore Prayes a further time for the hearing the ſaid cauſe.

The queſtion being put, for granting the Petitioner further time.

It paſſed the Negative.

A Petition of *Ralph Stawell* Eſq; praying that the merits of the Cauſe may be heard, with the matter of the return, for the Burrough of *Bridge-water*, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges that the Committee doe make report of the matter of the ſaid Petition to the Houſe.

A Petition of *William Clark* Eſq; complaining of ſeveral undue practices in the Election of Burgeſſes to ſerve in this preſent Parliament, for the Borough of *Bridge-water*, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, and that the Committee doe make a ſpecial report of the matter of the ſaid Petition.

A Petition of *John Wolrich* Eſq; complaining of undue practices in the Election of Sir *Thomas Whitmore*, Knight of the Bath, and Sir *William Whitmore*, Barronet, as Burgeſs to ſerve in this preſent Parliament, for the Borough of *Bruges* alias *Bridgnorth*, was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges, to examine the matter and report the ſame with their Opinions therein to the Houſe.

Mr.

Mr. Chancellor of the Exchequer acquaints the House that his Majesty had been Attended with the Address of this House, desiring his Majesty that all Papers and Examinations relating to the Discovery of the Plot, may be transmitted to the Committee of Secrecy; and his Majesty was pleased to say, That those Papers were before the Committee of Lords, but he would give Order to the Lord Chancellor to get them dispatched there, with all Expedition, and to deliver them to the Committee of Secrecy appointed by this House.

A Petition of *Richard Derham* Esq; complaining of undue practices in the Election of a Burgess to serve in this present Parliament for the Town of new *Radnor*, was tendred to be read; And Mr. *Derham* being called in to the Bar of the House, did own the said Petition.

Resolved, &c.

That the said Petition be referred to the Consideration of the Committee of Election and Priviledges to examine the matter, and Report the same with their Opinion therein to the House.

A Petition of *Edward Hales* Esq; complaining of undue practices in the Mayor of *Quinburrough*, in Returning *James Harbert* Esq; to serve in this present Parliament for the said Burrough of *Quinborough* was read.

Resolved, &c.

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges, to examine the matter, and Report the same, with their Opinion therein to the House.

A Petition of *Algernoone Sidney* Esq; was read, setting forth, that he was duly Elected to serve as a Burgess in this present Parliament for the Borough of *Giltford*. But by several undue practices, *Tho-*

mas

mas Dalmahoy Esq; procured himself to be returned.

Resolved, &c.

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to examine the matter, and Report the same with their Opinions therein to the House.

A Petition of *John Pollen* Esq; was read, setting forth that he was duly Elected to serve in this present Parliament with *Francis Pawlet* Esq; for the Burrough of *Andover*, but by several illegal and undue practices *William Withers* Esq; procured himself to be returned as Burgess for the said Borough.

Resolved, &c.

That the said Petition be referred to the Consideration of the Committee of Elections and Priviledges to examine the matter of Complaint, and Report their Opinion thereupon to the House.

A Petition of *William Clark* and other Free-holders of the County of *Warwick*, on behalf of themselves and the major part of the Free-holders of the said County, complaining of several illegal and unwarrantable practices in the Election of Knights of the Shire to serve in this present Parliament for the said County of *Warwick*, was read.

Resolved, &c.

That the matter of the said Petition, be heard at the Bar of this House on Munday next come fortnight, and that the High Sherriff and under Sherriff of the said County of *Warwick* do then attend.

The House then taking into Consideration the matter of the Information against Sir *Robert Southwell*, a Member of this House.

Resolved, nemine contradicente.

That this House be fully satisfyed in the Integrity, Diligence and Faithfulness of Sir *Robert Southwell*, a Member of this House, in his taking and entring of the

the Informations of the Witnesses touching the discovery of the Treasonable and Popish Plot, and of the Murder of Sir *Edmundbury Godfrey* by the Papists, and that he had deserved very well of the King and Kingdom by his Pains and Care taken therein.

Ordered,

That the Ingrossed Bill intituled *An Act to disable any person from sitting in any of the Houses of Convocation till he hath taken the Oaths, and made and subscribed the Declaration therein contained, be read to morrow morning*, And then the House

adjourned till to morrow morning eight of the Clock.

Sabbati 29. *Die Martii* 79.

ORdered,

That the Orders and Proceedings of this House after they are read every morning, be entred in the Journal the same day.

Ordered,

That a Committee be appointed to Inspect the Journal every morning, and see that true entries be made. And it is referred to

Mr. *Papillon.*	Mr. *Rushworth.*
Sir *John Knight.*	Sir *Rob. Eden.*
Sir *Francis Drake.*	Mr. *Buscaven.*
Mr. *Mildmay.*	Mr. *Tempest.*
Sir *John Clobery.*	Sir *Robert Markham*
Mr. *Dubois.*	Sir *Patience Ward.*
Sir *Ralph Ashton.*	or any two of them.

The House being informed, That Sir *Halswel Tint*, Barronet, is Returned to serve in this present Parliament for the Borough of *Bridgwater* in the County of *Somerset* by two Indentures, and that he ought to Sit.

Ordered.

That it be referred to the Committee of Elections and Priviledges to examine the matter of the ſaid Return, the firſt Buſineſs, and Report the ſame with their Opinions therein to the Houſe.

Sir *Robert Peyton* Reports from the Committee to whom the Bill to Summon *Thomas* Earl of *Danby* to render himſelf to Juſtice by a certain day, or in default thereof to be Attainted, was Committed, That the Committee had met and had gone through the Bill, and had made ſome amendments, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were twice read, and with ſome amendments made at the Table, were upon the Queſtion ſeverally agreed to.

Reſolved, &c.

That the Bill with the Amendments agreed to, be ingroſſed.

Reſolved, &c.

That this Houſe will on Tueſday next at Ten of the Clock, take into Conſideration the disbanding of the Forces that have been raiſed or brought over from beyond the Seas, ſince the 29 of September 1677. and that yet remain undisbanded, and the Pay-maſter of the Army, and the Commiſſary of the Muſters do then bring in an Account of the reſpective Regiments, Troops and Companies or parts of Regiments, Troops and Companies that have been raiſed or brought over from beyond the Seas ſince the ſaid 29 of September 1677, and that yet remain undisbanded, and what is due to them.

Mr. *Everard* being called in, and having given his Evidence touching the Information againſt Sir *John Robinſon* a Member of this Houſe; and the Houſe being informed that there were ſeveral Papers of Examinations taken from Mr. *Everard*, and now in the

the Hands of Mr. *Secretary Coventry*, and Mr. Secretary *Coventry* being indiſpoſed, and not able to attend the Service of the Houſe.

Reſolved, &c,

That the further Conſideration of the matter of the Information againſt Sir *John Robinſon* a Member of this Houſe be Adjourned till this day ſevennight.

A Petition of Sir *Thomas Willis* Baronett and *Roger Pepys* Eſq; complaining of undue practices in the Election of Burgeſſes to ſerve in this preſent Parliament for the Town of *Cambridge* was read.

Reſolved, &c.

That the ſaid Petition be referred to the Conſideration of the Committee of Elections and Priviledges to examine the matter of the ſaid Petition, and Report the ſame with their Opinions therein to the Houſe.

Ordered,

That the Committee of Elections and Priviledges do ſit on Munday next, and have liberty to receive Petitions relating to Elections on that day only.

And then the Houſe adjourned till Tueſday morning next eight of the Clock.

Martis 1. *die Aprilis* 1679.

Ordered,

That Doctor *Jeane* be deſired to Preach before this Houſe on the eleventh day of *April* Inſtant, in the morning; and that Mr. *Sharpe* be deſired to Preach before this Houſe on that day in the Afternoon, being the day appointed by his Majeſty for a ſolemn Faſt and Humiliation, and that Dr. *Edisbury* do give notice to Dr. *Jeane* of the deſire of this Houſe, and Mr. *Wogon* to Mr. *Sharpe*.

Ordered,

That the matter of the undue and illegal practices in the Election of Knights of the Shire to serve in this preſent Parliament for the County of *Norfolk*, which was appointed to be heard at the Bar of this Houſe on Friday the Eleventh day of *April* inſtant, be adjourned till Saturday the twelfth day of the ſame month, The Houſe being informed that there is a falſe and ſcandalous Pamphlet diſperſed abroad, which goes by the Name of Sir *Francis Winningtons* Speech, and a Copy thereof being this day delivered to the Houſe.

It is thereupon Ordered.

That a Committee be appointed to inquire into the Authors and Publiſhers of the ſaid Pamphlet, and alſo of any other Pamphlets of the like nature, and Report the ſame to the Houſe. And it is referred to

Sir *Anthony Irby.*	Mr. *Wogan.*
Sir *Thomas Stringer.*	Mr. *Colt.*
Col. *Birch.*	Mr. *Powle.*
Sir *Tho. Meres.*	Mr. *May.*
Sir *Robert Peyton.*	Sir *Tho. Lee.*
Col. *Titus.*	Sir *Fra. Ruſſel.*
Mr. *Buller.*	Mr. *Parthridge.*

or any three of them, and they are to meet this Afternoon at three of the Clock in the Speakers Chamber, and are impowered to ſend for Perſons, Papers and Records.

Sir *Thomas Meres* Reports from the Committee of Elections and Priviledges, That the Committee had taken into Conſideration the matter of the Return for the Borough of *Montgomery*, and had agreed upon a Report, which he read in his place and afterwards delivered the ſame in at the Clerks Table, where the ſame was read, and is as followeth.

There are two Indentures both dated the eighteenth day of *February*, one between *John Williams* Eſq; Sher-

Sherriff of the County of *Montgomery* of the one part, and *Whittingham* and *Roger Jones* Bayliff, and many Burgeſſes of the ſaid Borough of the other part wherein Mr. *Matthew Price* is returned, and is Signed by both the Sherriff and many Burgeſſes and a large Seal againſt the Bayliffs names and a Seal to each of the Burgeſſes names. The other Indenture is between the ſame Sherriff of the one part and many Burgeſſes of the Borough of *Montgomery*, *Poole* and *Kanvilling*, in the ſame County of the other part, whereby Mr. *Edward Lloyd* is returned, and is Signed by many of the ſaid Burgeſſes, but not either of the Bayliffs hands, nor any Seal at all.

Whereupon the Committee came to this Reſolution.

Reſolved, &c.

That it is the Opinion of this Committtee, That the Indenture wherein *Matthew Price* Eſq; is returned to ſerve in this preſent Parliament for the Borough of *Montgomery* is well and duly Returned, and by the proper Officers, and that thereupon he ought to ſit in this preſent Parliament, as well Returned for the ſaid Borough of *Montgomery*.

Reſolved,&c,

That this Houſe doth agree with the Committee. That the Indenture wherein *Matthew Price* Eſq; is returned to ſerve in this preſent Parliament for the Borough of *Montgomery* is well and duly returned, and by the proper Officers, and that thereupon he ought to Sit in this preſent Parliament as well and duled for the ſaid Borough of *Montgomery*. Sir *Thomas Meres* further Reports from the Committee of Elections and Priviledges, That the Committee had

taken into Conſideration the matter of the Return for the Borough of *Brecon*, and had agreed upon a Report which he Read in his place, and afterward delivered the ſame in at the Clerks Table, where the ſame was read, and is as followeth.

To the Writ for *Brecon* there is affixt.

1. An Indenture dated the eight and twentieth of *February* laſt, made between *Richard Jones* and *Lancelot Herbert* Aldermen of the Borough of *Brecon*, and many other Burgeſſes of the ſaid Borough of the one part, and *Thomas Bulcott* Sherriff of the ſaid County of the other part, Witneſſing, That by Virtue of a Mandate to the Bayliffe of the ſaid Borough, directed, the ſaid Alderman and Burgeſſes had choſe *Thomas Mancell* Eſq; Burgeſs for the ſaid Borough: In Witneſs whereof the ſaid Alderman and Burgeſſes had ſet their Hands and Seals; and accordingly there is ſet their Hands and Seals of the ſaid Alderman, and a Multitude of others, but the Bayliff is neither party to the Indenture, nor his Hand and Seal to it.

2. And alſo there is another Indenture affixed to it, Dated the ſame day, made between the ſaid Sherriff of the County of *Brecon* of the one part, and *John Waters* Eſq; Bayliff of the ſaid Borough of the other part, Witneſſing that the ſaid Bayliff with the whole Aſſent and Conſent of the reſt of the Burgeſſes there (by vertue of a Warrant of the ſaid Sherriff to the ſaid Bayliff directed) hath made Choice and Election of *John Jefferies* Eſq; to be Burgeſs for the ſaid Borough, In Witneſs whereof the ſaid Bayliff and Burgeſſes have ſet not only the Common Seal of the ſaid Borough, but alſo their own Hands and Seals, and accordingly there is a broad Seal affixed to it, and is ſubſcribed *John Waters*, Bayliff; and many other Hands and Seals are alſo ſet thereunto.

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Reſolved, &c.

That it is the Opinion of this Committee.

That the Indenture wherein *John Jefferyes* Eſq; is returned to ſerve in this preſent Parliament, for the Borough of *Brecon*, is well and duly returned to ſerve in this Parliament, for the ſaid Borough of *Brecon*.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That the Indenture wherein *John Jefferyes* Eſq; is returned to ſerve in this preſent Parliament for the Borough of *Brecon*, is well and duly returned and by the proper Officer, and that thereupon he ought to ſit as well and duly returned to ſerve in this Parliament for the ſaid Borough of *Brecon*.

Sir *Thomas Meers* further reports, from the Committee of Elections and Priviledges, That the Committee had taken into Conſideration, the matter of the return of the Town and Port of *Dover*, and had agreed upon a Report, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was Read, and it is as followeth.

The Writ is directed *Conſtabulario Caſtri Dover ac cuſtod. Quinque Portum. vel ejus locum Tenn. ibidem*, upon which Writ is indorſed thus, *Executio iſtius briſ. patet in quibuſdam, ſchedul. huic brevi, annexat. Reſponſio Johis Strode Armiger. loc. Tenen. Dni. Regis Caſtr. Dover*, &c.

I. To which Writ is affixed a precept made by *John Strode* Eſq; the Kings Lieutenant of *Dover* Caſtle, directed to the Mayor Jurats and commonalty of the Town and Port of *Dover* in the County of *Kent* to choſe two Barons for the ſaid Port, upon which precept is indorſed thus *Executionem iſtius mandati patet in quad. Indentura huic annix. per Major. Ju-*

rat & communitat. ville & Port. Dover. predict. in Commitatu predict.

II. There is affixed to the ſaid Writ, an Indenture dated the third day of *March* laſt, made between *John Strode* Eſq; Lieutenant of his Majeſties Caſtle of *Dover* of the one part, and the Mayor, Jurats and Commonalty have choſen *William Stokes* Eſq; and *Thomas Papillion* Eſq; to be their Barrons, and in Witneſs thereof the ſaid Mayor, Jurats and Commonalty had cauſed their Common Seal to be affixed thereto, and accordingly there is a large Seal, affixed to the ſame Indenture.

III. There is affixed to the ſame Writ, a Writing purporting an Indenture, but made between no Body, Witneſſing that the Major, Jurats and Barrons of the Town and Port of *Dover*, in a full Hundred there, that is to ſay, *George Weſt* Deputy, Major *John Valie*, and *Aaron Wellard*, Jurats five of the Common Councel and ten other ſtiled Barrons of the ſaid Port, have choſen *Thomas Papillion* Gent. and *John Strode*, Eſq; our Coin Barrons. In Witneſs whereof we the Major Jurats and Barons of the Port aforeſaid, have put our Hands, and Seals, and 'tis ſubſcribed by *George Weſt*, Deputy Major, and ſeventeen others, and eighteen Seals affixt at the Bottom. But no great or Common Seal either to it or mentioned ſo to be.

Reſolved, &c.

That it is the Opinion of this Committee.

That the Indenture wherein *William Stokes* Eſq; and *Thomas Papillion* Eſq; are returned to ſerve in this preſent Parliament, as Barons for the Town and Port of *Dover*, is well and duly returned to ſerve in this preſent Parliament, for the ſaid Town and Port of *Dover*.

Reſolved, &c.

That this Houſe doth agree with the Committee,

That

That the Indenture, wherein *William Stokes* Esq; and *Thomas Papillion* Esq; are returned to serve in this present Parliament, as Barons for the Town and Port of *Dover*, is well and duly returned, and by the proper Officer, and that thereupon they ought to sit as duly returned to serve in this present Parliament, for the said Town and Port of *Dover*.

Sir *Thomas Meers*, further Reports from the Committee of Elections and Priviledges, that the Committee had taken into Consideration, the matter of the return for the Borough of *Bridgwater*, and had agreed upon a Report, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was Read, and it is as followeth: About the return for *Bridgwater*, It appears that Sir *Halswell Tynt*, is returned in an Indenture affixt to the Writ, with Sir *Francis Rolls*, under a Seal of the Borough of *Bridgwater*, and the Mayors Hand also to it.

And there is also produced to the Committee, another Indenture, wherein Sir *Halswell Tynt* is returned singly, as one of the Burgesses of the said Borough, under a larger Common Seal of the said Borough.

And Mr. *William Harbord*, a Member of the House in his place declared, That the same day this Parliament began, which was the sixth of *March* last, Sir *Halswell Tynt*, came to him, and shewed him the last mentioned Indenture, That thereupon he and Sir *Halswell Tynt*, went to the Sheriffe, to desire him to affix it to the Writ, which he was very willing to doe, but that he had carried in all the returns of that County, to the Clerk of the Crown, and therefore could not affix it himself, but went with Mr. *Harbourd* and Sir *Halswell Tynt*, to the Clerk of the Crown to *Westminster*, and desired him to affix it, which he refused to doe, saying, he had already made out his Book of

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Returns, and could not then accept this Indenture.

But the Committee being ſatisfyed that Sir *Halſwell Tynt*, was Elected both by the ſecret Number of Capital Burgeſſes, and alſo by the Popularity. And that the Petitioners, who complain of the ſaid Election do admit him to be duly Elected.

Reſolved, &c.

That it is the Opinion of this Committee.

That the Clerk of the Crown, ſhall affix the Indenture wherein Sir *Halſwell Tynt*, is ſingly returned to the Writ, for the County of *Summerſet*, and that Sir *Halſwell Tynt*, ought thereupon to ſit as duly returned to ſerve in this preſent Parliament for the Burough of *Bridgwater*.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That the Clerk of the Crown, ſhall affixt the Indenture, wherein Sir *Halſwell Tynt*, is ſingly returned to the Writ, for the County of *Summerſet*. And that Sir *Halſwell Tynt*, ought thereupon to ſit as duly returned to ſerve in this preſent Parliament, for the Borough of *Bridgwater*.

And the Clerk of the Crown being called in, did affix the Indenture, wherein Sir *Halſwell Tynt*, is ſingly returned to the Writ, for the County of *Summerſet*.

To the Writ for Elections of Members for the County of *Summerſet* is annexed.

I. An Indenture dated the twentyeth day of *February* laſt, and made between *John Carew* Eſq; Sheriffe of the County of *Summerſet*, of the one part, and Sir *Edward Phylips* Knight, and eight others Capital Burgeſſes of the Borough of *Ivelcheſter*, of the other part Witneſſing, That according to the form of a Breve to the Bayliffe of the ſaid Borough directed the ſaid Burgeſſes and others who were intreſſed in the

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Proclamation in the ſaid Indenture aforementioned had choſen *Edward Philips* and *Robert Hunt* Eſquires two Burgeſſes for the ſaid Borough, in Witneſs whereof the ſaid Burgeſſes had put their Common Seal and accrdingly there is a broad Seal affixt thereto, and ſeveral Hands ſubſcribed: but the Bayliffe is neither party to the ſaid Indentnre, nor hath ſet his Hand or Seal to it.

2. There is alſo affixt to the ſaid Writ another Indenture dated the ſame day, made between the Sheriffe of the one part, and the Bayliffe and Burgeſſes of the Burough of *Ivelcheſter* ot the other part, Witneſſing, that by virtue of a Precept from the ſaid Sheriffe, the ſaid Bayliffe, Burgeſſes, and inhabitants of the ſaid Borough, have Elected *William Strode* Eſq; and *Iohn Speke* Eſq; to be Burgeſſes of *Ivelcheſter* aforeſaid. In Witneſs whereof the ſaid Bayliffe or his Deputy together with the Burgeſſes of the ſaid Borough have put their Hands and Seals, To which Indenture there is only one Seal affixt, and over it *Thomas Holliard* Bayliffe, and upon the ſame Indenture *John Lockyer*, *George Slade*, and on the back is indorſed many Witneſſes, to the Signing, Sealing and delivery thereof.

Reſolved, &c.

That it is the Opinion of this Committee.

That the Indenture wherein *William Strode* Eſq; and *John Speak* Eſq; are returned Burgeſſes to ſerve in this preſent Parliament, for the Borough of *Ivelcheſter* in the County of *Sumerſet*, is well and duly returned, and by the proper Officer, and that thereupon they ought to ſit as duly returned to ſerve in this preſent Parliament for the ſaid Borough.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That the Indenture wherein *William Strode* Eſq;

and

and *John Speke* Esq; are returned Burgesses to serve in this present Parliament for the Borough of *Ivelchester* in the County of *Somerset*, is well and duly returned by the proper Officer, and that thereupon they ought to sit, as duly returned to serve in this present Parliament for the said Borough.

A Bill for summoning *Thomas* Earl of *Danby*, to render himself to Justice by a certain Day, or in default thereof, to attaint him of High Treason, was read third time, and some amendments being made at the Table.

Resolved, &c.

That the Bill do pass and the Title be an Act for the attainder of *Thomas* Earl of *Danby* of High Treason, and that Sir *Robert Peyton* doe carry up the Bill to the Lords for there concurrence.

Ordered.

That the bill for the better securing the Liberty of the Subject be, read to morrow morning the first business. And that the report from the Committee appointed to inspect the Temporary Laws, that will expire with this Sessions of Parliament be made next after the reading of the said bill.

The House then took into Consideration the disbanding of the Forces, Raised or brought from beyond the Seas, since the 29 of *September*, and that yet remain undisbanded, and what is due to them; and Mr. *Kingdom* the Pay-master of the Army, having according to the Order of the House, delivered in an Account relating to the said Forces and the same being read at the Table.

Ordered,

That a Committee be appointed to inspect and examine the said Accounts and draw up a State of the same, and present it to the House, and it is referred to Sir

Sir *George Downing*
Mr. *Seamour.*
Mr. *Vaughan.*
Sir *John Guyes.*
Sir *Robert Carr.*
Sir *Henry Capell.*
Sir *Thomas Player.*
Mr. *Garraway.*
Sir *Robert Peyton.*
Sir *John Knight.*
Mr. *Urnon.*
Sir *Anthony Irby.*
Sir *Anthony Dean.*
Mr. *Kingdon.*
Sir *Robert Howard.*
Mr. *Russel.*
Mr. *Gower.*
Mr. *Mildmay.*
Lord *Annesley.*
Mr. *Freake.*
Mr. *Johnson.*
Mr. *Booth.*
Sir *Robert Markham.*
Mr. *Powle.*
Sir *Robert Atkins.*
Sir *John Hotham.*
Alderman *Love.*
Sir *Samuel Bernardiston.*
Mr. *Parthridge.*
Mr. *Papillon.*
Col. *Birch.*
Mr. *Dubois.*
Sir *Francis Drake.*
Sir *Gilbert Gerrard.*
Sir *Wil. Coventry.*
Sir *Tho. Clargis.*
Sir *Edward Harley.*
Sir *Ralph Denall.*
Sir *Eliab Harvey.*
Sir *Wil. Portman.*
Mr. *Sacheverell.*
Sir *Vincent Corbet.*
Col. *Strangewayes.*
Sir *Thomas Meres.*
Sir *Thomas Stringer.*

And they are to meet this Afternoon at four of the Clock in the Speakers Chamber, and are impowered to send for Persons, Papers and Records.

Resolved, &c.

That the continuing of any standing Forces in this Nation, other than the Militia, is Illegal, and a great grievance and vexation to the people.

A Petition of *Edward Sackvile* Esq; committed to the prison of the Tower, by this House, acknowledging his offence, and begging the pardon and favour of the House that he may be discharged of his Imprisonment.

Ordered,

Ordered.

That Mr. *Sackvile* be discharged of his Imprisonment, and that Mr. Speaker do issue out his Warrant accordingly.

And then the House Adjourned till to-morrow morning eight of the clock.

Mercury 2. *die Aprilis* 79.

MR. Chancellor of the Dutchy of *Lancaster*, being Elected to serve in this present Parliament, both for the County of *Lincoln* and for the Burrough of *Preston* in the County of *Lancaster*, made his Election to serve for the County of *Lincoln*.

Ordered.

That Mr. Speaker doe issue out his Warrant to the Clerk of the Crown, to make out a new Writ for Electing of a Burgess to serve in this present Parliament, for the Burrough of *Preston*, in the County of *Lancaster*.

A Complaint being made of a breach of Priviledges committed upon Mr. *Lucy*, a Member of this House, by one *Joseph White*, one of his Majesties Messengers, and *Stephen Holland*, in seizing and detaining his Coach and Horses, after he was returned to serve in the last Parliament, for the Burrough of *Yarmouth*, in the *Isle of Wight*.

Ordered.

That it be referred to the Committee of Priviledges and Elections, to Examine the matter of the breach of Priviledges committed upon Mr. *Lucy* a Member of this House, and to Report the same with their Opinion therein to the House.

A Bill for the better securing the Liberty of the Subject, was read the same time.

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Resolved, &c.

That the Bill be committed upon the debate of the House to

Serjeant *Maynard.*
Sir *Thomas Clargis.*
Sir John *Hewley.*
Sir *Nicholas Pedley.*
Sir *Thomas Lee.*
Sir *John Mallet.*
Sir *Anthony Irby.*
Sir *Francis Drake.*
Mr. *Reynal.*
Sir *John Wynn.*
Sir *Gilbert Gerrand.*
Mr. *Jacob.*
Sir *Edward Deering.*
Sir *John Trevor.*
Sir *Thomas Meers.*
Sir *Thomas Player.*
Sir *Vincent Corbet.*
Mr. *Papillion.*
Mr. *Williams.*
Sir *Christopher Musgrave.*
Sir *William Estcourt.*
Sir *John Hotham.*
Sir *James Oxendon.*
Mr. *Speke.*
Sir *Robert Peyton.*
Mr. *Wogan.*
Serjeant *Street.*
Mr. *Stockdale.*
Sir *Charles Cesar.*
Mr. *Pilkinton.*
Sir *Henry Thomson.*
Mr. *Thurborn.*
Mr. *Trenchard.*
Sir *Henry Capel.*
Mr. *Thynn.*
Sir *John Knight.*
Collonel *Titus.*
Sir *Henry Ford.*
Mr. *Kellard.*
Mr. *Roberts.*
Mr. *Palmes.*
Mr. *Seymour.*
Sir *John Darrel.*
Mr. *Ouslow.*
Mr. *Vaughan.*
Sir *Walter Young.*
Mr. *Apreece.*
Collonel *Birch.*

And all the Gentlemen of the Long Robe, and all that come are to have Voices, and they are to meet to-morrow at two of the clock in the afternoon, in the Exchequer Chamber.

Mr. *Palmes* Reports from the Committee appointed to inspect the Temporary Laws, that will expire with this Session of Parliament. That the Committee had agreed upon a Report, which he read in his place, and af-

afterwards delivered the same in at the Clerks Table, where the same was read, and is as followeth.

(13. *Car.* 2. *Cap.* 8.) *An Act for providing necessary Carriages for his Majesty in his Royal Progress and removal.*

(13. *and* 14. Car. 2. *Cap.* 2.) *An Act for repairing the High Ways, and Sewers, and Paving and keeping clean the Streets in and about the City of* London *and* Westminster, *and for reforming of anoyances and disorders in the Streets of* London *and* Westminster, *and places adjacent, to the said Cities, and for the regulating and Licensing of* Hackney Coaches, *and for enlarging of several streight and inconvenient Streets and passages.*

(Ibidem *Cap.* 6.) *An Act for relief of poor and maimed Officers and Soldiers, who have faithfully served his Majesty and his Royal Father, in the late Wars.*

(Ibid. Cap. 12.) *An Act for better relief of the poor of the Kingdom (excepting what relates to the Corporations mentioned and constituted thereby.)*

(Ibid. *Cap.* 20.) *An Act for providing of Carriage for Land and by Water, for the use of his Majesties Navy and Ordnance.*

(Ibid. *Cap.* 21.) *An Act for preventing the unnecessary charge of Sherriffs, and for ease in passing their Accounts.*

(Ibid. *Cap.* 32.) *An Act for the better regulating of the Manufacture of broad Woollen Cloth, within the West riding of the County of* York.

(Ibid. *Cap.* 33.) *An Act for preventing abuses in Printing Seditious, Treasonable and unlicensed Books and Pamphlets, and for regulating of Printing and printing Presses.* (17. *Car.* 2. *Cap.* 4.) *an Act for continuance of a former Act, for regulating the Press.*

(15. *Car.* 2. *Cap.* 5.) *An Act for regulating Select Vesteries.*

18. *Car.*

(18. *Car.* 2. *Cap.* 2.) *An Act againſt importing Cattle from* Ireland, *and other parts beyond the Seas, and* Fiſh *taken by Forreigners.*

Reſolved, &c.

That the Houſe will on Tueſday next, at ten of the Clock, reſolve it ſelf into a Committee of the whole Houſe, to conſider of the Act againſt Importation of Cattel from *Ireland*, and other parts beyond the Seas, and Fiſh taken by Forreigners.

Ordered.

That the Report made this day, from the Committee appointed to inſpect the Temporary Laws, be referred to the ſame Committee, to conſider what Acts are fit and neceſſary to be continued, and they are to hear the complaints of the Hackny Coachmen, and to make their Report thereupon to the Houſe. And that all the Gentlemen of the Long Robe be added to the ſaid Committee, and all that come are to have Voices, and they are to meet this afternoon at three of the clock, in the Speakers Chamber, and they are impowred to ſend for perſons, papers and Records.

And then the Houſe Adjourned, till to morrow morning, eight of the clock.

Jovis 3 die Aprilis 79.

SIR *Thomas Clargis* Reports from the Committee appointed to prepare and bring in a Bill for ſecuring the King and Kingdom, againſt the growth and danger of Popery: that the Committee had agreed upon a Bill, which he delivered in at the Clerks Table, where the ſame was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

The House being informed that it was necessary that certain persons should be immediately Apprehended, in order to their being examined by the Committee of Secresy.

Ordered,

That Mr. Speaker do issue out his Warrant to the Setjeant at Arms, attending this House, to take into custody such persons as shall be nominated to Mr. Speaker.

Mr. *Trebe* Reports, from the Committee of secresy, appointed to take Informations and prepare Evidences, and draw up Articles againg the Lords that are Impeached and now in the Tower, and to take such further Informations as shall be given, relating to the Plot and Conspiracy againſt his Majesty and the Government, and the Murther of Sir *Edmundbury Godfrey*. That the Committee had agreed upon a Report, containing several Articles of Impeachment of High Treason and other high Crimes and Offences, againſt *William* Earl of *Powys*, *William* Viscount *Stafford*, *Henry* Lord *Arundel* of *Wardour*, *William* Lord *Petre* and *John* Lord *Bellasis* : which he read in his place, and afterwards delivered in the same at the Clerks Table, where the same were read, and with an amendment made at the Table, whereupon the question agreed to, and are as followeth.

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ARTICLES of Impeachment of High Treason, and other high Crimes and Offences, against William *Earl of* Powys, William *Viscount* Stafford, Henry *Lord* Arundel *of* Wardour, William *Lord* Petre, *and* John *Lord* Bellasis, *now Prisoners in the Tower of* London.

THAT for many years now last past, there hath been contrived and carried on, a treacherous and execrable Conspiracy and Plot, within this Kingdom of *England* and other places, to alter, change and subvert the Antient Government and Laws of this Kingdom and Nation, to suppress the true Religion therein Established, and to extirpate and destroy the professors thereof, which said Plot and Conspiracy, was contrived and carried on in divers places, and by several waies and means, and by a great number of persons

of ſeveral qualities and degrees, who Acted therein, and intended thereby to accompliſh the aforeſaid wicked and traiterous deſigns and purpoſes.

That the ſaid *William* Earl of *Powys*, *William* Viſcount *Stafford*, *Henry* Lord *Arundel* of *Wardour*, *William* Lord *Petre*, and *John* Lord *Bellaſis*, together with *Phillip Howard*, commonly called Cardinal of *Norfolk*, *Thomas White* alias *Whitebread*, commonly called Provincial of the Jeſuites in *England*, *Richard Strange* lately Provincial of the Jeſuites in *England*, *Vincent*, commonly called Provincincial of the Dominicans in *England*, *James Cocker*, commonly called Preſident of the Benedictines, Sir *John Warner* alias *Clare* Barronet, *William Harcourt*, *John Kennis*, *Nicholas Blundel*, *Pole*, *Edward Mico*, *Thomas Bedingfield*, alias *Benefield*, *Bazile Langworth*, *Charles Peters*, *Richard Peters*, *John Conyers*, Sir *George Wakeman*, *Thomas Fenwick*, *Dominick Kelly*, *Fitz Gerald*, *Evers*, Sir *Thomas Preſton*, *William Lovel* Jeſuites, Lord *Baltimore*, *John Carrel*, *John Tawnley*, *Richard Langhorn*, *William Fogarty*, *Thomas Penny*, *Matthew Medburne*, *Edward Coleman*, *William Ireland*, *John Grove*, *Thomas Pickering*, *John Smith*, and divers other Jeſuits, Prieſts, Fryars, and other perſons, as falſe Traitors to his Majeſty and Kingdom, within the time aforeſaid, have Traiterouſly Conſulted Contrived and Acted

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to and for the accompliſhing the ſaid wicked, pernicious, and traiterous Deſigns: And for that end, did moſt wickedly and traiterouſly agree, conſpire and reſolve to Impriſon, Depoſe and Murther his Sacred Majeſty, and to deprive him of his Royal State, Crown and Dignity, and by malicious and adviſed ſpeaking, writing, and other waies declare, ſuch their purpoſes and intentions, and alſo to ſubject this Kingdom and Nation, to the Pope and his Tyrannical Government, and to ſeize and ſhare amongſt themſelves, the Eſtates and Inheritances of his Majeſties proteſtant Subjects.

And to Erect and Reſtore Abbies, Monaſteries, and othe Convents of ocieties, which have been long ſince, by the Laws of this Kingdom ſuppreſſed, for their ſuperſtitions and Idolatry, and to deliver up and reſtore to them the Lands and poſſeſſions, now veſted in his Majeſty and his Subjects, by the Laws and Satutes of this Realm.

And after to Found and Erect new Monaſteries and Convents, and to remove and deprive all proteſtant Biſhops, and other Eccleſiaſtical perſons, from their Offices, Benefits and preferments. And by this means to deſtroy his Majeſties perſon, extirpate the Proteſtant Religion, overthrow the Rights, Liberties and Properties of all his Majeſties good Subjects, ſubvert the Lawful Government

of this Kingdom, and ſubject the ſame to the Tyranny of the See of Rome.

That the ſaid Conſpirators, and their Complices and Confederates, traiterouſly had and held ſeveral Meetings, Aſſemblies, and Conſultations, wherein it was contrived and deſigned amongſt them what means ſhould be uſed, and what perſons and Inſtruments ſhould be imployed, to Murther his Majeſty, and did then and there reſolve to effect it by poyſoning, ſhooting, ſtabbing, or ſome ſuch like waies and means; and offered rewards, and promiſes of advantage to ſeveral perſons, to execute the ſame, and hired and employed ſeveral wicked perſons to go to *Windſor* and other places, where his Majeſty did Reſide, to Murther and deſtroy his Majeſty; which ſaid perſons or ſome of them accepted ſuch rewards, and undertook the perpetrating thereof, and did actually go to the ſaid places, to that end and purpoſe.

That all the ſaid Conſpirators, the better to compaſs their traiterous Deſigns, have conſulted to raiſe Men, Money, Horſes, Arms, and Amunition, and alſo have made Applications to, and Treated and Correſponded with the Pope, his Cardinals, Nuncio's and Agents, and other Forreign Miniſters and perſons, to raiſe and obtain ſupplyes of Men, Money, Arms and Amunition, therewith to make, le-

vy and raiſe War, Rebellion and Tumults, within this Kingdom, and to invade the ſame with Forreign Forces, and to ſurprize, ſeize, and deſtroy his Majeſties Navy, Forrs, Magazeens, and places of ſtrength, within this Kingdom, whereupon the Calamity of War, Murther of Innocent Subjects, men, women and children; burning, rapine and devaſtations, and other dreadful miſeries and miſchiefs muſt inevitably have enſued, the Ruin and Deſtruction of this Nation.

And the Conſpirators have procured, accepted and delivered out ſeveral Inſtruments, Commiſſions and Powers, made and granted by or under the Pope, or other unlawful and uſurped Authority, to raiſe and diſpoſe, of Men, Money, Arms and other things, neceſſary for their wicked and traiterous Deſigns, and namely a Commiſſion for *Henry* Lord *Arundel* of *Wardour*, to be Lord Chancellor of *England*, another Commiſſion for the ſaid *William* Earl of *Pembys*, to be Lord Treaſurer of *England*, another Commiſſion to the ſaid *John* Lord *Bellaſis*, to be General to the Army, to be raiſed, another Commiſſion to the ſaid *William* Lord *Petre*, to be Lieutenant General of the ſaid Army, and the ſaid *William* Viſcount *Stafford*, was appointed by another Commiſſion to be Pay-Maſter-General of the Army, which Commiſſions they accepted.

That in order to incourage themſelves in the proſecuting their ſaid wicked Plots, Conſpiracies and Treaſons, and to hide and hinder the diſcovery of the ſame, and to ſecure themſelves from Juſtice and Puniſhment, the Conſpirators aforeſaid, their Complices and Confederates, have uſed many wicked and diabolical practices; (*viz.*) They did cauſe their Prieſts to Adminiſter to the ſaid Conſpirators an Oath of Secreſy, together with their Sacrament, and did alſo cauſe their ſaid Prieſts upon Confeſſion, to give their Abſolution, upon condition that they ſhould conceal the ſaid Conſpiracy.

And when about the Month of *September* laſt, Sir *Edmund bury Godfrey*, a Juſtice of the Peace, had, according to the duty of his Oath and Office, taken ſeveral Examinations, and Informations, concerning the ſaid Conſpiracy and Plot, the ſaid Conſpirators or ſome of them, by adviſe, aſſent, council and inſtigation of the reſt, did invite and procure divers perſons to ly in wait and purſue the ſaid Sir *Edmond bury Godfrey*, divers waies with intent to Murther him, which at laſt was perpetrated and effected by them, for which ſaid horrid Crimes and Offences *Robert Green*, *Henry Berry*, and *Lawrence Hill*, have been ſince attained, and *Dominick Kelly* and *Gerrald*, and others are fled for the ſame.

After which Murther, and before the Bo-

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dy was found, or the Murther known, to any but the Complices therein, the ſaid perſons falſely gave out, that he was alive, and privately married; and after the Body was found, diſperſed a falſe and malicious Report, that he had Murthhred himſelf.

Which ſaid Murther was committed, with deſign to ſtifle and ſuppreſs the Evidence he had taken, and had knowledge of, and to deter Magiſtrates and others from acting in further diſcovery of the ſaid Plot and Conſpiracy, for which end alſo the ſaid Sir *Edmondbury Godfrey* while he was alive, was by them, their Complices, and Favourers, threatned and diſcouraged in his proceedings about the ſame. And of their further Malice, they have wickedly contrived, by many falſe ſuggeſtions, to lay the Imputation and Guilt of the aforeſaid horrid and deteſtable Crimes, upon the Proteſtants, that ſo thereby they might eſcape the puniſhments they have juſtly deſerved, and expoſe the Proteſtants, to great ſcandal, and ſubject them to perſecution and oppreſſion, in all Kingdoms and Countries, where the Romiſh Religion is received and profeſſed.

All which Treaſons Crimes, and Offences above mentioned, were contrived, committed, perpetrated, acted and done by the ſaid *William* Earl of *Powys*, *William* Viſcount *Staſford*, *William* Lord *Petre*, *Henry* Lord *Arundel*

del of *Wardour*, and *John* Lord *Bellaſis*, and other the Conſpirators aforeſaid, againſt our Soveraign Lord the King, his Crown and Dignity, and againſt the Laws and Statutes of this Kingdom.

Of all which Treaſons, Crimes, and Offenſes, the Knights, Cittizens and Burgeſſes in Parliament Aſſembled, do in the Name of themſelves, and of all the Commons of ENGLAND, Impeach the ſaid *William* Earl of *Powys*, *William* Viſcount *Stafford*, *William* Lord *Petre*, *Henry* Lord *Arundel* of *Wardour*, and *John* Lord *Bellaſis*, and every of them.

And the ſaid Commons by Proteſtation ſaving to themſelves the liberty of exhibiting at any time hereafter any other Accuſations or Impeachments againſt the ſaid *William* Earl of *Powis*, *William* Viſcount *Stafford*, *William* Lord *Petre*, *Henry* Lord *Arundell* of *Wardour* and *John* Lord *Bellaſis* and every of them; and alſo of replying to the Anſwers which they and every of them ſhall make to the Premiſes or any of them, or to any other Accuſations or Impeachments which ſhall be by them exhibited (as the Cauſe according to Courſe and proceedings of Parliament ſhall require) do pray that the ſaid *William* Earl of *Powis*, *William* Viſcount *Stafford*, *William* Lord *Petre*, *Henry* Lord *Arundel* of *Wardour*, and *John* Lord *Bellaſis*, and every

every of them may be put to Answer all and every of the Premisses, and that such Proceedings, Examinations, Tryals and Judgments may be upon them and every of them, had and used, as shall be agreeable to Law and Justice and course of Parliament.

Resolved, &c.

That the said Articles be Ingrossed.

An Ingrossed Bill sent from the Lords, intituled *An Act to disable any person from sitting in any of the Houses of Convocation till he hath taken the Oaths, and made and subscribed the Declaration therein mentioned*, was read the first time.

Resolved. &c.

That the Bill be read a second time.

Mr. *Hamden* Reports from the Committee appointed to bring in a Bill or Bills upon the debate of the House, to regulate the Election of Members to serve in Parliament: That the Committee had agreed upon a Bill, which he delivered in at the Clerks Table, where the same was read the first time.

Resolved, &c.

That the Bill be read a second time.

And then the House Adjourned till to morrow morning eight of the Clock.

Veneris 4. die Aprilis 79.

SIR *Thomas Clargis* Reports from the Committee, to whom the Bill for the better securing the liberty of the Subject was committeed, That the Committee had

had met, and had gone through the Bill, and have made ſome amendments, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were twice read, and upon the queſtion ſeverally agreed to.

Reſolved, &c.

That the Bill with the amendments agreed to, be ingroſſed.

Ordered.

That leave be given to bring in a Bill for the exportation of Leather.

Ordered,

That the Report touching the Election for *Windſor* be made to morrow morning at ten of the Clock.

An ingroſſed Bill ſent down from the Lords, intituled, *An Act for the better Diſcovery and more ſpeedy Conviction of Popiſh Recuſants*, was read the ſecond time.

Reſolved, &c.

That the Bill be committed to

Mr. *Buſeawen.*
Sir *Eliab Harvey.*
Sir *Thomas Lee.*
Sir *John Talbot.*
Sir *Thomas Stringer.*
Sir *Tho. Mompeſſon.*
Sir *Sam. Bernardiſton.*
Sir *Henry Capell.*
Sir *Chriſtopher Muſgrave.*
Sir *John Knight.*
Sir *John Trevor.*
Mr. *Thynn.*
Maſter of the Rolls.
Mr. *Ayliffe.*
Sir *Walter Young.*
Sir *William Coventry.*
Sir *John Guyes.*
Lord *Cavendiſh.*
Sir *Fra. Ruſſel.*
Mr. *Bennet.*
Mr. *Wright.*
Mr. *Bockland.*
Mr. *Ouſlow.*
Sir *William Coventry.*
Sir *Thomas Player.*
Sir *Robert Markham.*
Mr. *Dubois.*
Sir *John Wynn.*
Sir *Gilbert Gerrard.*
Alderman *Love.*
Sir *Thomas Groſvenor.*
Sir *Gervas Elwes.*
Lord *Anneſley.*
Sir *John Cloberry.*

Sir

Sir *Tho. Middleton.*
Mr. *Reynall.*
Sir *Robert Clayton.*
Sir *Thomas Meres.*
Sir *George Downing.*
Mr. *Vaughan.*
Sir *Anthony Irby.*
Mr. *Powle.*
Sir *Francis Drake.*
Sir *John Hotham.*
Sir *Halſwell Tynt.*
Serjeant *Seyes.*
Mr. *Upton.*
Mr. *Gerrard.*
Mr. *Hamden.*
Sir *Nich. Carew.*
Mr. *Swinſen.*
Sir *John Mallet.*
Mr. *Hopkins.*
Sir *Edward Deering.*
Sir *Vincent Corbett.*

And they are to meet to morrow at two of the Clock in the Afternoon, in the Speakers Chamber, and are to bring in a Clauſe to prevent any of the Royal Family from matching with Popiſh Recuſants.

Ordered,

That Mr. Speaker do Iſſue out his Warrant to the Serjeant at Arms attending this Houſe, for the apprehending of Mr. *Robert Brent.*

Ordered,

That Sir *Robert Southwell* do inquire and ſearch into his Papers, and with the Clerks of the Houſe of Lords, whether there be a Letter, Written by the Lord *Stafford,* that has not as yet been communicated to the Committee of Secreſy appointed by this Houſe, and give the Houſe an Account thereof to morrow morning.

A Meſſage from the Lords by Sir *Miles Cooke* and Sir *John Francklin.*

Mr. Speaker.

The Lords deſire a preſent Conference with this Houſe in the Painted Chamber, concerning the Bill ſent up againſt the Earl of Danby.

The Meſſengers being withdrawn,

Reſolved, &c.

That this Houſe will meet the Lords at a preſent conference in the painted Chamber. *Or-*

Ordered,

That Mr. *Powle*.
Sir *Fra. Winnington*.
Sir *Tho. Lee*.
Sir *Wil. Coventry*.
Mr. *Seymour*.
Sir *John Trevor*.
Collonel *Birch*.
Sir *Thomas Player*.
Sir *Thomas Meers*.
Mr. *Vaughan*,
Mr. *Hamden*.
Sir *Henry Capell*.
Collonel *Titus*.
Sir *Robert Carr*.
Mr. *Thynn*.
Sir *Eliab Harvey*.

do attend and manage the Conference.

Sir *Francis Winnington* Reports from the Conference, That the Lord Privy Seal managed the Conference, and that what he delivered, was to this effect.

That the Lords chose to deliver back this Bill by Conference rather than Message, to preserve a good understanding, and to prevent Debate or Controversy between them.

The Lords observe that the great Affairs of this Nation are at a stand, at a time of greatest danger and difficulty that this Kingdom ever laboured under.

That the King hath always in his Reign inclined to Mercy and Clemency to all his Subjects.

Therefore to a King so merciful and compassionate: the first Interruption of his Clemency they did desire should not proceed from the two Houses, pressing the King to an Act of the greatest Severity.

Therefore have passed the Bill with some amendments, which he delivered, and the amendments being brought to the Table, and there once read.

Ordered,

That the Consideration of the said Report be Adjourned till to morrow morning.

Ordered,

That Mr. *Clarke* do from time to time attend the Committee of Secrecy appointed by this House, as they shall think necessary, and receive their Directions.

Re-

Resolved, &c.

That an Humble Addres be made to his Majesty, to desire his Majesty to issue out his Royal Proclamation for the apprehending of *Thomas* Earl of *Danby*, with the usual penalties upon such as conceal him. And that his Majesty will be further pleased to give Order to the Officers of his Majesties Houshold, that they take care that the said Earl of *Danby* be not permitted to reside within either of his Majesties Palaces of *White-Hall*, *Somerset House* and St. *James's*. And it is referred to

Mr. *Powle.*	Mr. *Vaughan.*
Sir *Thomas Meeres.*	Collonel *Birch.*
Sir *Wil. Coventry.*	Collonel *Titus.*
Mr. *Bennet.*	Sir *John Trevor.*
Sir *Robert Carr.*	Sir *Thomas Clargis.*
Sir *Thomas Lee.*	Sir *Fra. Winnington.*

to prepare and draw up the same, and present it to the House to morrow morning.

And then the House Adjourned till to morrow morning eight of the clock.

Sabbati 5. die Aprilis 79.

A Bill for the better regulating the Elections of Members to serve in Parliament was read the second time.

Resolved, &c.

That the Bill be committed to

Mr. *Hamden.*	Sir *James Oxenden.*
Sir *John Hewley.*	Sir *Nich. Pedley.*
Serjeant *Maynard.*	Sir *Vincent Corbett.*
Col. *Titus.*	Sir *Samuel Bernardiston.*
Mr. *Buscaven.*	Sir *Henry Ford.*
Sir *John Cloberry.*	Coll. *Birch.*

Mr.

Mr. *May.*
Maſter of the Rolls.
Sir *John Cary.*
Sir *Wil. Coventry.*
Sir *Tho. Stringer.*
Mr. *Withers.*
Mr. *Upton.*
Sir *John Duke.*
Mr. *Mildmay.*
Sir *Tho. Player.*
Mr. *Wright.*
Sir *Robert Peyton.*
Sir *Henry Capel.*
Alderman *Love.*
Mr. *Wogan.*
Mr. *Garraway.*
Sir *Gilbert Gerrard.*
Sir *Edmond Jennings.*
Sir *Walter Young.*
Mr. *Foley.*
Collonel *Tempeſt.*
Mr. *Williams.*
Sir *Tho. Clargis.*
Mr. *Palmes.*
Mr. *Parker.*
Mr. *Papillon.*
Sir *Tho. Lee.*
Sir *Wil. Franklyn.*
Mr. *Harbord.*
Sir *Tho. Meres.*
Sir *Chr. Muſgrave.*
Sir *Robert Markham.*
Mr. *Reynall.*
Sir *Ralph Dutton.*
Sir *Philip Skippon.*
Sir *Philip Egerton.*
Mr. *Powle.*
Sir *Joſeph Tredinhame.*
Mr. *Colt.*
Sir *Rich. Grahme.*
Sir *Tho. Middleton.*

And all that come are to have Voices, and they are to meet at three of the Clock this Afternoon in the Exchequer Chamber, and are at liberty to divide the Bill into ſeveral Bills as they ſhall ſee Cauſe.

Sir *Thomas Meres* Reports from the Committee of Elections and Priviledges, That the Committee had agreed upon a Report touching the Election of Members to ſerve in this preſent Parliament for the Borough of *New Windſor*, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was once read again, and is as followeth.

The queſtion was, whether the Mayor, Bayliffs and Burgeſſes not exceeding the number of Thirty, or the Inhabitants at large, have Right to Vote in Elections to Parliament. The

The Petitioners Mr. *Winwood* and Mr. *Starkey* produced the ſeveral Records following, to prove the Borough of *New Windſor*, to be a Borough by preſcription, and that the Inhabitants at large ought to Vote in Elections.

A Charter of 5 *Ed.* 1. Whereby the King grants *probis hominibus de Windſor. Quod villa de Nova Windſor de ceter. ſit liber Bur. Et quod probi homines ejuſdem villæ ſint liberi Burgenſes & habent Gildam Mercatoriam.*

And *Lawrence Halſted*, Keeper of the Records of the Tower teſtified that the antienteſt returns of Members to ſerve in Parliament, were thoſe of *Ed.* 1.

They alſo produce theſe Records following, being Returns out of the Tower and Rolls (*viz.*)

30 *Ed.* 1. { Two Burgeſſes returned for *New Windſor* on this Writ.
Major & Com. Burgenſ. eleger.

25 *H.* 6. *in cujus teſtimor. Sigel. Commune omniu. & ſinglor. Burgenſ. & Comitatis predict. eſt appenſu.*

27 *H.* 6. The ſame exactly.

39 *H.* 6. { *Major Balivi & tota Comit. elegerunt Dat. ſub. ſigillo Majoritatis.*

7 *Ed.* 6. { *Major ſimulcr. Ballivis Burgens & Comitate elegerunt. in cujus teſtimonium ſigill. Comune Burgi in Gilda ibm appoſuimus.*

1 & 2 *Phil. Major Ballivi & Burgens ſimulc. & marc.*

Comitate ex comuni aſſuſu elegerunt dat ſub ſigil. Com. Burg. in Gilda Aula.

2 & 3 P & M } The ſame exactly.
4 & 5 P & M }

1. Eliz. *Major ſumilc. Ballivis Burgens & Comitate eleger.*

16 *Car.* 1. } Mayor, Bayliffs and Inhabitants, have
17 *Car.* 1. } choſen, ſealed with the Common Seal, and the Inhabitants.

A Report of Serjeant *Maynard*, in 1640. at the Committee of Elections was read, whereby it was reſolved that all the Inhabitants, have right to Elect.

They alſo prove by Mr. *Tayler* and Mr. *Baker*, the Election in 3 *Caroli* was at the Market Croſs and by the Inhabitants and in 1640. and 1660. and that in the laſt Parliament the ſaid Examinants were Elected, but 'twas adjudged againſt them by the Committee of Elections, They wanting Records, which were miſlaied by one *Starkey*, as the ſaid *Starkey* afterwards Confeſſed. And Mr. *Tayler* ſays, he was Impriſoned five Months by my Lord *Mardaunt* concerning the ſaid Election, the laſt Parliament.

John Maidſtone.
Stephen Jones.
Thomas Johnſon.
Watkin Nicholas.

Prove that on the ſix and twentieth of *February* laſt, the Mayor and Bayliffs of *Windſor*, made Proclamation at the Market Croſs, that there was a precept to Elect two Burgeſſes, and that the Election ſhould be next day, between the hours of nine and eleven, and that accordingly next day above two hundred of the Inhabitants of *Windſor* met at the Market Croſs, and about eleven of the Clock being asked by Mr. *Starkey*, whom they would have for their Members in Parliament and of the precept, read the day before, and that they all anſwered, Mr. *Winwood* and Mr. *Starkey*, then there went about twenty of them to the Hall, where the Mayor and Bayliffs and Burgeſſes were, and demanded entrance to give their Votes, but the Conſtables and Tythingmen denyed to let them come in, ſaying, They had order to keep them out, and that thereupon they came back to the Croſs, and Sealed and Signed an Indenture now produced, and went again with it to the Hall, and demanded

manded entrance, and to have the Common Seal to fix to the ſaid Indenture, which was alſo denyed them.

That the Mayor being demanded to ſet the Common Seal to the ſaid Indenture anſwered, he would have done it with all his Heart, but that he had an order of the Corporation to ſecure him, touching his returning Sir *John Ernle* and Mr. *Powney* to which the Town Clerk was a Witneſs.

The ſitting Members Sir *John Ernle* and Mr. *Powney* produced ſeveral Witneſſes following (*viz.*)

James Smith, *Thomas Monck*, ---- *Harris*, ---- *Matthews*, ---- *Brazier*. } Who proveth that the Mayor, Bayliffes, and chief Burgeſſes made Proclamation on the ſix and twentieth of *February*, that the Election ſhould be next day, and that next next day, they went to the Hall about ten of the Clock, and ſhut the Doors for ſome time while they made Freemen, and about eleven of the Clock, read the precept the Mayor, firſt giving order that the Doors ſhould be opened, but there being a Tumult, the Conſtables were ordered to keep the Peace and the Doors, and then the Mayor, Bayliffes and Burgeſſes went to Election, and unanimouſly choſe Sir *John Ernle* and Mr. *Powney* and ſeveral of them ſay, the Doors were open at the Election, and they had no order to ſhut them.

But *Brazier* ſays, ſeveral of the Inhabitants and Mr. *Winwood* and Mr. *Starkey* were denyed to come in when they came to demand entrance to have the Common Seal, but he heard none of the Inhabitants ask to come in to give a Vote,

Lord *Sterling*, *Thomas Porter*. } Prove that the Election in the Hall was a little after eleven of the Clock,

Samuel Gilman. } And that the Election at the Croſs
William Roe. } was over before the precept was read at the Hall, as they believe by Computation of time.

They further produced the ſeveral Records and Books following, to prove the Election to be in the Mayor, Bayliffs and Burgeſſes, not exceeding the number of thirty (*videlt.*)

35 H.6. *Major Ballivi & Burgenſ. elegerunt Dat. ſub. Communi ſigillo in Gilda Anla Regia.*

1 *Ed.*6.
14 *Eliz.*
30 *Eliz.*
43 *Eliz.*
1 *Jac.*
7 *Jac.*
18 *Jac.*
20 *Jac.*
1 *Car.*1.
eod *Anno.*
3 *Car.*1.2.
15 *Car.*1.
13 *Car.*2.
29 *Car.*2.

All theſe are by the Mayor, Bayliffs and Burgeſſes and under the Common Seal and moſt of them dated in the *Guildhall* of *Windſor*.

A Report of Serjeant *Charlton* upon the diſpute of the Election of *Richard Braham* and Sir *Thomas Higgons* in 1661. was read whereby it was reſolved, that the Mayor, Bayliffs and Burgeſſes, not above thirty in number have only right to Elect.

The Book of Entryes of the Town of *Windſor*, was read, whereby it appears that three ſeveral Elections in Queen *Eliſabeths* Reign, were by a Number not exceeding thirty.

Where-

Whereupon the Committee came to the Reſolutions following, (*viz.*)

Reſolved, &c.

That the Maior, Baylif and Burgeſſes, of *New Windſor*, not exceeding the number of thirty, have not the right of Electing Members to ſerve in Parliament, for the ſaid Burrough.

Reſolved, &c.

That the Burrough of *New Windſor*, has a Right to ſend Burgeſſes to Parliament by preſcription.

Reſolved, &c.

That all the Inhabitants of the Burrough of *New Windſor*, have the right of Electing Members to ſerve in Parliament for the ſaid Burrough.

Reſolved, &c.

That Sir *John Ernle* and Mr. *Powney*, are not duly Elected, to ſerve in this preſent Parliament for the Burrough of *New Windſor*.

Reſolved, &c.

That Mr. *Winwood* and Mr. *Starkey* are not duly Elected to ſerve in this preſent Parliament, for the Burrough of *New Windſor*.

Yeas 125.
Noes 131.

Reſolved, &c.

That the late Election of Members to ſerve in this preſent Parliament, for the Burrough of *Windſor*, is a void Election.

The firſt, ſecond, third and fourth Reſolves, were read the ſecond time, and upon the Queſtion, ſeverally agreed to.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That the Mayor, Bayliffs and Burgeſſes of *New Windſor*, not exceeding the number of thirty, have not the right of Election, of Members to ſerve in Parliament

liament for the ſaid Burrough.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That the Burrough of *New Windſor*, has a right to ſend Burgeſſes to Parliament by Preſcription.

Reſolved, &c.

That the Houſe doth agree with the Committee.

That the Inhabitants of the Burrough of *New Windſor*, have the right of Electing Members to ſerve in Parliament for the ſaid Burrough.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That Sir *John Ernle* and Mr. *Powney*, are not duly Elected, to ſerve in this preſent Parliament, for the Burrough of *New Windſor*.

The fifth Reſolve being read a ſecond time.

The Queſtion being put, to agree with the Committee, that Mr. *Winwood* and Mr. *Starkey*, are not duly Elected, to ſerve in this preſent Parliament, for the Burrough of *New Windſor*.

The fifth Reſolve being read a ſecond time.

The Houſe divided.
The *Noes* went forth.

Tellers. { Lord *Cavendiſh* / Sir *Francis Ruſſel* } for the *Noes* 189.

Tellers. { Sir *Joſeph Tredinham* / Sir *John Talbot* } for the *Yeas* 153.

Reſolved, &c.

That Mr. *Winwood* and Mr. *Starkey*, are duly Elected, to ſerve in this preſent Parlament, for the Burrough of *New Windſor*.

Ordered,

That the Clerk of the Crown, and the Mayor of the Bu-

Burrough of *New Windsor*, do attend on Munday morning next, at ten of the clock; and amend the return, for the said Burrough.

Mr. Speaker acquaints the House, that he had received a Letter from Mr. *Reading*, intimating that he had matters of great Importance to the King and Kingdom, to communicate to this House, and therefore desired to be heard at the Barr of the House.

Ordered,

That the further Examination of Mr. *Reading*, be referred to the Committee of Secresy, and they are to make Report thereof to the House, this afternoon, at six of the Clock.

Ordered,

That the Serjeant at Arms, do take care, that no person be admitted to have access to Mr. *Reading*, except the Committee of Secresy, nor to make use of Pen, Ink or Paper, but in the presence of the Serjeant.

Ordered,

That all Committees be adjourned.

And then the House Adjourned till 5 a Clock in the afternoon.

Post Meridiem.

MR. *Sacheverel* Reports, from the Committee of Secresy, that they had several times examined Mr. *Nathaniel Reading*, and likewise the Witnesses against him, the effect of which Examinations, he acquainted the House with.

Resolved, &c.

That an humble Address be made to his Majesty, to desire his Majesty to give order, that a special Commission of *Oyer* and *Terminer*, may be forthwith Issued out, for the Trying of Mr. *Nathaniel Reading*, and it is referred to

Mr.

Mr. *Powle.*
Sir *Thomas Lee.*
Sir *Henry Capel.*
Sir *William Poultney.*
Mr. *Treby.*
Sir *William Coventry.*
Sir *Francis Winnington.*
Mr. *Vaughan.*
Mr. *Sacheverel.*
Sir *Thomas Clargis.*

Or any three of them to prepare and draw up the ſame.

Ordered,

That Mr. Speaker do Iſſue out his Warrant requiring all Sherriffs, Mayors, Bayliffs, Conſtables, and all other his Majeſties Officers and Subjects, to be aiding and aſſiſting to the Serjeant at Arms, attending this Houſe.

Ordered,

That the Conſideration of the Lords amendment, to the Bill of Attainder, againſt *Thomas* Earl of *Danby*, be adjourned, till Munday morning next.

Ordered,

That the further Examination of the matter of *Everards* Information, againſt Sir *John Robinſon*, a Member of this Houſe, be adjourned till Thurſday next, and that Mr. *Otes*, and his Witneſſes, do then attend.

Ordered,

That Sir *John Robinſon* on Munday next, do bring into this Houſe, the Warrants of Commitment of the Lords in the Tower, and likewiſe the Orders, and a Liſt of the Names of the perſons, that were admitted to have acceſs to them, and all other Orders that relate to them.

And then the Houſe adjourned till munday morning eight of the Clock.

Lunæ

Lunæ 7° die Aprilis, 1679.

Ordered,

THat all Committees be revived, and do ſit this afternoon in the place formerly appointed.

The Houſe being informed of a breach of Priviledges committed by one *Richard Blyth* a Conſtable, in contemning the Orders of this Houſe by refuſing to aid and aſſiſt the Serjeant at Arms attending this Houſe;

Ordered,

That the ſaid *Richard Blyth* be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, to anſwer the ſaid Breach of Priviledge at the Bar of this Houſe.

Ordered,

That the back-door belonging to the Speakers Chamber be locked up, and that the Keys do lie upon the Table whilſt the Houſe is ſitting; and that the windows next adjoyning to the ſaid door be ſhut up.

Ordered,

That a Committee be appointed to examine the matter againſt Sir *John Robinſon* a Member of this Houſe, touching the Lords and other Priſoners in the *Tower*, and other his miſcarriages; and report the ſame to the Houſe: And it is referred to

Sir *Tho. Lee*,
Sir *Gilbert Gerrard*,
Sir *Anthony Irby*,
Sir *Richard Corbet*,
Sir *Francis Drake*,
Mr. *Garraway*,
Sir *Robert Peyton*,
Sir *Henry Ford*,
Mr. *Trenchard*,
Col. *Birch*,

Sir *William Coventry*,
Mr. *Reynall*,
Mr. *Sacheverell*,
Sir *Nich. Carew*,
Mr. *Dubois*,
Sir *Tho. Player*,
Sir *Philip Skippon*,
Sir *John Guyes*,
Sir *John Trevor*,
Sir *William Roberts*,
Sir *Henry Thompſon*,
Sir *Trevor Williams*,
Sir *John Talbot*,
Sir *Chriſtoph. Muſgrave*,
Sir *William Franklyn*,
Sir *Robert Clayton*,
Mr. *Browne*,
Mr. *Foley*,
Sir *Edward Harley*,
Mr. *Booth*,
Sir *Joſeph Tredinham*,
Mr. *Powle*,
Sir *John Mallett*,
Mr. *Hamden*,
Sir *Robert Markham*,
Mr. *Papillon*,
Mr. *Pilkington*,
Sir *Philip Everton*,
Sir *Rice Rudd*,
Mr. *Parker*,
Sir *George Hungerford*:

And they are to meet this afternoon in the Speakers Chamber, and are impowered to ſend for Perſons, Papers, and Records.

Mr. Secretary *Coventry* acquaints the Houſe, That Mr. *Chiffinch* had received a Letter from Mr. *Reading*, intimating that he had matters of great importance concerning the Priſoners in the *Tower*, and the preſent Plot; which he deſired might firſt be communicated to his Majeſty, or one of his principal Secretaries of State: And his Majeſty having been made acquainted with the Contents of the ſaid Letter, did declare, That he would not intermeddle with any Priſoners committed by this Houſe. And that his Majeſty would (if the Houſe thought fit) not onely permit him, but lay his Commands on him, that whatſoever he knew of that Affair, or intended to have communicated to his Majeſty or his Secretaries, he ſhould frankly and freely impart the ſame to the Houſe of Commons, or the Committee of Secrecy by them appointed.

Re-

Reſolved, &c.

That the humble Thanks of this Houſe be returned to his Majeſty for his gracious Meſſage this day ſent to this Houſe by Mr. Secretary *Coventry*. And that his Majeſty be humbly deſired to lay his Commands upon Mr. *Reading* to impart to this Houſe, or the Committee of Secrecy by this Houſe appointed, what he knows, or intended to have communicated to his Majeſty or his Secretaries, concerning the Priſoners in the *Tower*, or this preſent Plot.

Ordered,

That the further Examination of Mr. *Reading* be referred to the Committee of Secrecy; and that Mr. Secretary *Coventry* do communicate to Mr. *Reading* his Majeſties pleaſure in anſwer to his Letter ſent to Mr. *Chiffineh*.

The Articles of Impeachment of High-Treaſon and other high Crimes and Offences againſt *William* Earl of *Powys*, *William* Viſcount *Stafford*, *Henry* Lord *Arundell* of *Wardor*, *William* Lord *Petre*, and *John* Lord *Bellaſſis*, now Priſoners in the *Tower*, were read.

Ordered,

That the Lord *Ruſſell* do carry up the ſaid Articles of Impeachment to the Lords.

Ordered,

That the Committee appointed to inſpect and ſtate the Accounts relating to the Army, do make their Report on *Wedneſday*-morning next at ten of the clock.

Reſolved, &c.

That on *Thurſday*-morning next at ten of the clock, this Houſe will reſolve it ſelf into a Committee of the whole Houſe, to conſider how to improve the Militia for the ſafety of the King and Kingdom.

Sir *Thomas Meeres* reports from the Committe of Elections and Priviledges, That the Committee had taken into conſideration the matter of the Election for the Burrough of *Eaſt Grinſted*, and had agreed upon a Report to be made to the Houſe; which he read in his place, and afterwards delivered the ſame in at the Clerks Table: where the ſame was twice read, and upon the Queſtion ſeverally agreed to; and is as followeth, *(viz.)*

The Queſtion was, Whether the Inhabitants at large, or the Burgage-holders alone, had the right of Election of Members to ſerve in Parliament for the Burrough of *Eaſt Grinſted?*

The Inhabitants, the Petitioners, produced the ſeveral Records following to prove *Eaſt Grinſted* a Burrough by preſcription, and that all the Inhabitants have right to vote in Elections, *(viz.)*

1° Mar. *The Bayliffs, Burgeſſes, and all other the Inhabitants, of their common Aſſent, have Elected.*

30° Eliz. 21° Jac. *The Bayliffs, Burgeſſes, and Inhabitants, of their common Aſſent, joyntly together have Choſen.*

1° Car. *The Bayliff and Commonalty, for and in the name of themſelves and the reſt of the Burgeſſes and Commons of the Commonalty of the ſaid Burrough, have Choſen.*

They offered ſeveral other Records to prove the ſame, but the Council of the other ſide admitted they were to the ſame purpoſe.

Then the ſeveral Witneſſes following were examined, *(viz.)*

Mr.

Mr. *Robert Goodwin* ſays, he has known the Burrough above ſixty years, and ſerved in Parliament for the ſame in the eighteenth of King *James*, and in ſeveral Parliaments afterwards; and in all his Elections the Inhabitants as well as the Burgage-holders choſe him, and voted in all Elections from the eighteenth of King *James* till his Majeſties Reſtoration, when he gave over ſtanding, by reaſon of his old age, ſays, he ſearched the Records, and found by five of them, that the Inhabitants had right to vote in Elections, and therefore he took them in all his Elections.

Thomas Cockett ſays, he was an Inhabitant, and no Burgage-holder, and yet voted in an Election forty years ago for Mr. *Goodwin*.

Robert Matthews and another ſay, they were preſent at the Election for *Eaſt Grinſted* in *February* laſt; and after the Precept was read by the Bayliff, about ſixty of the Inhabitants demanded the Pole for Mr. *Powle*, but the Bayliff denied them; and thereupon they voted for Mr. *Powle*, and elected him, and ſigned and ſealed an Indenture, whereby he is returned one of the Burgeſſes. They ſay that Mr. *Powle* had about ſixty Voices, but no other Competitor had above eighteen.

The Inhabitants offered other Evidence; but the Counſel of all ſides agreed that the Inhabitants at large have right to elect, and that Mr. *Powle* was well elected.

Then the Counſel for Mr. *Scroggs* pretended to prove their Client elected in the next place; but he in his Petition onely aſſerting himſelf well elected, and not denying the Election of Mr. *Pelham*, Mr. *Scroggs*'s Counſel, and all other the Counſel and Witneſſes, were made to withdraw.

The Counſel for the Inhabitants did not oppoſe Mr. *Pelham.*

After the Debate, the Committee came to theſe Reſolutions.

Reſolved, &c.

That the Burrough of *Eaſt Grinſted* in the County of *Suſſex*, is an ancient Burrough by preſcription.

Reſolved, &c.

That the Inhabitants as well as the Burgage-holders of the Burrough of *Eaſt Grinſted* in the County of *Suſſex*, have right to vote in Elections of Members to ſerve in Parliament for the ſaid Burrough.

And upon debate and conſideration that Mr. *Scroggs* had not petitioned againſt Mr. *Pelham*,

Reſolved, &c.

That Mr. *Scroggs* his Counſel and Witneſſes ſhall not called in to be heard againſt Mr. *Pelham.*

Reſolved, &c.

That *Edward Sackvill* Eſq; was not duely elected to ſerve in this preſent Parliament for the Burrough of *Eaſt Grinſted* in the County of *Suſſex.*

Reſolved, &c.

That *Henry Powle* Eſq; is duely elected to ſerve in this preſent Parliament for the Burrough of *Eaſt Grinſted* in the County of *Suſſex.*

Reſolved, &c.

That this Houſe doth agree with the Committee.

Reſolved, &c.

That the Burrough of *Eaſt Grinſted* in the County of *Suſſex*, is an ancient Burrough by preſcription.

Reſolved, &c.

That the the Inhabitants as well as the Burgage-holders of the Burrough of *Eaſt Grinſted* in the County

County of *Suſſex*, have right to vote in Elections of Members to ſerve in Parliament for the ſaid Burrough.

Reſolved, &c,

That *Edward Sackvile* Eſq; was not duely elected to ſerve in this preſent Parliament for the Burrough of *Eaſt Grinſted* in the County of *Suſſex*.

Reſolved, &c.

That *Henry Powle* Eſq; is duely elected to ſerve in this preſent Parliament for the Burrough of *Eaſt Grinſted* in the County of *Suſſex*.

Ordered,

That the Clerk of the Crown do attend to morrow-morning, and amend the Return.

The Houſe took into conſideration the Amendments made by the Lords to the Bill of Attainder of *Thomas* Earl of *Danby* of High-Treaſon; and the Amendments being read,

The firſt Amendment, which relates to the Title, being read a ſecond time, was poſtponed.

The ſecond and third Amendments being read a ſecond time, were upon the Queſtion agreed to.

The fourth Amendment being read a ſecond time, and the Queſtion being put for agreeing to the ſaid Amendment,

it paſſed in the Negative.

The fifth Amendment being read the ſecond time, was upon the Queſtion agreed to.

The ſixth and ſeventh Amendments being read a ſecond time, and the Queſtion being put to agree to the ſaid Amendments,

it paſſed in the Negative.

The Queſtion being put to agree to the Amendment that was poſtponed,

it paſſed in the Negative.

Ordered,

That the Members that managed the laſt Conference, together with

Mr. *Garraway*,
Maſter of the Rolls,
Mr. *Philip Foley*,
Mr. *Reynall*,
Mr. *Beake*,
Sir *Robert Clayton*,

or any three of them, do prepare and draw up Reaſons to be offered at a Conference to be had with the Lords why this Houſe hath diſagreed with the Lords in ſeveral of their Amendments to the Bill for the Attainder of *Thomas* Earl of *Danby* of High-Treaſon.

Ordered,

That a Bill be brought in for annexing *Tangier* to the Imperial Crown of *England*: And it is referred to

Lord *Cavendiſh*,
Mr. *Bennet*,
Sir *John Mallett*,
Sir *Francis Winnington*,
Alderman *Love*,

or any three of them, to prepare and draw up the ſame.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Martis

Martis 8° die Aprilis, 1679.

A Petition of *Charles Wilcox* againſt Sir *John Robinſon* a Member of this Houſe, being preſented to be read, was upon the Queſtion rejected.

An engroſſed Bill ſent down from the Lords, entituled, *An Act to diſable any perſon from ſitting in any of the Houſes of Convocation, till he hath taken the Oaths, and made and ſubſcribed the Declaration therein mentioned,* was read the ſame time.

Reſolved,

That the Bill be committed, upon the Debate of the Houſe, to

Sir *Thomas Clargis,*	Mr. *Williams,*
Sir *Anthony Irby,*	Col. *Birch,*
Sir *John Mallett,*	Serj. *Seyes,*
Sir *Chriſtoph. Muſgrave,*	Sir *Henry Ford,*
Sir *William Eſcourt,*	Sir *Gilbert Gerrard,*
Dr. *Jacob,*	Sir *John Hewly,*
Sir *James Oxenden,*	Sir *Walter Clargis,*
Mr. *Buſcawen,*	Sir *Thomas Stringer,*
Mr. *Hamden,*	Sir *Samuel Bernardiſton,*
Mr. *Wright,*	Mr. *Mildmay,*
Sir *Tho. Middleton,*	Sir *Walter Young,*
Sir *Francis Drake,*	Sir *Robert Carr,*
Sir *John Knight,*	Sir *Richard Corbett,*
Sir *William Pultney,*	Mr. *Dubois,*

and all the Members that ſerve for the Univerſities of *Oxford* and *Cambridge:* And they are to meet this afternoon at three of the clock, in the Dutchy-Chamber.

Or-

Ordered,

That Sir *John Hewley*, Sir *Thomas Clargis*, and Mr. *Bennett*, Mr. *Booth*,

be added to the Members appointed to prepare and draw up Reaſons to be offered at a Conference to be had with the Lords upon the Amendments made by their Lordſhips to the Bill for the Attainder of *Thomas* Earl of *Danby* of High-Treaſon.

The Houſe being informed from the Committee of Secrecy, that it was the deſire of the ſaid Committee, That Sir *John Trevor* might be added to that Committee, he having been Chair-man of the Committee of Secrecy in the late Parliament, and acquainted with the Evidence and Proceedings relating to the Plot, and very neceſſary to be added for carrying on the ſervice of the Houſe: And it being alſo moved that he may be added to the Committee of Priviledges and Elections,

Ordered,

That Sir *John Trevor* be added to the Committee of Secrecy, and alſo to the Committee of Elections and Priviledges.

Ordered,

That no Member do depart the ſervice of the Houſe without leave firſt asked and obtained, after ten of the clock.

A Petition of *Richard Blyth* Conſtable, now in cuſtody of the Serjeant at Arms attending this Houſe, for a breach of Priviledge in contemning the Orders of this Houſe, and refuſing to aſſiſt the ſaid Serjeant at Arms, was read; whereby the Petitioner acknowledgeth his Offence, and craves pardon of the Houſe, and deſires to be diſcharged of his Confinement.

Or-

Ordered,

That the ſaid *Richard Blyth* be called in to the Bar of this Houſe, and diſcharged, paying his Fees. And the ſaid *Richard Blyth* being called in to the Bar of the Houſe, and there kneeling, Mr. Speaker, after he had given him a Reproof, acquainted him that he was diſcharged of his Commitment, paying his Fees.

Ordered,

That the Grand Committee for Trade do ſit on *Saturday* next.

Ordered, That

Sir *John Wynn*,
Sir *Robert Peyton*,
Mr. *St. John*,
Sir *Nathaniel Herne*,
Alderman *Backwell*,
Sir *Anthony Irby*,
Mr. *Pilkington*,
Sir *John Reresby*,
Sir *Henry Ford*,
Mr. *Johnſon*,
Sir *Philip Egerton*,
Sir *Thomas Player*,
Mr. *Dubois*,
Sir *Gervaſe Ellis*,
Sir *Thomas Stringer*,
Alderman *Love*,
Mr. *Wogan*,
Sir *Richard Corbett*,
Mr. *Foley*,

and all the Members that ſerve for the Cities of *London* and *Weſtminſter*, be added to the Committee appointed to conſider which Acts of the Temporary Laws are fit and neceſſary to be continued, and to hear the Complaints of the Hackney Coach-men.

Mr. *Powle* reports from the Committee appointed to prepare and draw up Reaſons to be offered at a Conference to be had with the Lords touching the Amendments made by their Lordſhips to the Bill for the Attainder of *Thomas* Earl of *Danby* of High-Treaſon, That the Committee had agreed upon Reaſons; which he read in his place, and afterwards delivered

livered the ſame in at the Clerks Table: where the ſame were twice read, and upon the Queſtion ſeverally agreed to, and are as followeth, *(viz.)*

THe addition to the Title, does ſhew that the Amendments made by your Lordſhips to the Bill, do wholly alter the nature of it, and from a Bill of Attainder, have converted it into a Bill of Baniſhment; which the Commons cannot conſent to, for theſe Reaſons:

1. That Baniſhment is not the legal Judgment in Caſes of High-Treaſon; and the Earl of *Danby* being impeached by the Commons of High-Treaſon, and fled from Juſtice, hath thereby confeſſed the Charge; and therefore ought to have the Judgment of High-Treaſon for his puniſhment.

2. That Baniſhment being not the puniſhment the Law inflicts upon thoſe Crimes, the Earl of *Danby* might make uſe of this remiſſion of his Sentence, as an Argument that either the Commons were diſtruſtful of their Proofs againſt him, or elſe that the Crimes are not in themſelves of ſo high a nature as Treaſon.

3. That the Example of this, would be an encouragement to all perſons that ſhould be hereafter impeached by the Commons, to withdraw themſelves from Juſtice; which they would always be ready to do, if not prevented by a Commitment upon their Impeachment: and therefore hope to obtain a more favourable Sentence in a legiſlative way, than your Lordſhips would be obliged to paſs upon him in your Judicial capacity.

The Amendments being all in order to this Alteration, the Commons do not agree to them, for their former Reaſons. *Or-*

Ordered,

That Mr. *Booth* do go up to the Lords to desire a Conference with the Lords upon the Amendments by them made to the Bill of Attainder against the Earl of *Danby*.

Mr. *Vaughan* reports from the Committee appointed to prepare and draw up an Address to be presented to his Majesty, beseeching his Majesty to give order that a special Commission of *Oyer* and *Terminer* may be immediately issued forth for the trying of *Nathaniel Reading* Esq; That the Committe had prepared such an Address; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and upon the Question agreed, and is as followeth.

May it please your Majesty,

WE your Majesties most dutiful and loyal Subjects, the Commons in Parliament assembled, having according to our duty made enquiry into the damnable and hellish Plot against your Majesties sacred Person and Government, and for the extirpation of the Protestant Religion, have upon Examination discovered, that Nathaniel Reading *Esq; hath industriously, and against the duty of a loyal Subject, held frequent Correspondencies with several Lords and other persons that stand committed for High-Treason; and also used his utmost endeavours to prevent and suppress your Majesties Evidence, and as much as in him lay to stifle the discovery of the said Plot, and thereby to render the same fallacious and of no reality, and by such undue means to prevent the Malefactors from coming to Justice.*

Therefore we your said Commons do most humbly beseech your Majesty, that you will be graciously pleased to command, that a Commission of Oyer *and* Terminer *do im-*

immediately iſſue forth for the Tryal of the ſaid Nathaniel Reading *for the ſaid Offence, that he may be brought to publick Juſtice.*

Ordered,

That this Addreſs be preſented to his Majeſty by ſuch Members of this Houſe as are of his Majeſties Privy-Council.

Mr. *Bennett* reports from the Committee appointed to draw up an Addreſs to be preſented to his Majeſty to deſire his Majeſty to iſſue out his Royal Proclamation for the apprehending of *Thomas* Earl of *Danby*, That the Committee had agreed upon an Addreſs; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and upon the Queſtion agreed, and is as followeth, *(viz.)*

May it pleaſe your moſt excellent Majeſty,

WE *your Majeſties moſt dutiful and loyal Subjects, the Commons in Parliament aſſembled, do moſt humbly repreſent to your Majeſty, that the Earl of* Danby, *late Lord High Treaſurer of* England, *ſtands now impeached in Parliament of High-Treaſon, and other high Crimes and Miſdemeanours; and that he the ſaid* Thomas *Earl of* Danby, *with an intent to delay and obſtruct the Execution of Juſtice upon him, hath concealed and withdrawn himſelf. Your Majeſties obedient Subjects do therefore humbly beſeech your Majeſty, that your Majeſty will be graciouſly pleaſed to cauſe your Royal Proclamation to iſſue forth, commanding the ſaid* Thomas *Earl of* Danby *forthwith to render himſelf in order to his Tryal: And that your Majeſty will be pleaſed to command all your Officers and Miniſters of Juſtice to uſe their utmoſt diligence to apprehend the ſaid* Thomas *Earl of* Danby: *And*

And alſo to require all your Majeſties Subjects, that they nor any of them offer to conceal or harbour the ſaid Earl of Danby: *And likewiſe that your Majeſty will ſignifie your Royal Pleaſure, that all the Officers of your Majeſties Houſehold do take care that no perſon whatſoever do permit or ſuffer the ſaid* Thomas *Earl of* Danby *to conceal himſelf in any of your Majeſties Palaces. In the granting of all which, your Commons will have great cauſe to rejoyce, and give your Majeſty humble thanks for your Majeſties great willingneſs to grant the humble Deſires of your People.*

Ordered,

That this Addreſs be preſented to his Majeſty by ſuch Members of this Houſe as are of his Majeſties Privy-Council.

Mr. *Booth* acquaints the Houſe that the Lords had agreed to a preſent Conference.

Ordered,

That the Members that prepared the Reaſons, do attend and manage the Conference.

Mr. *Sacheverell* reports from the Committee of Secrecy, That the Committee had further examined Mr. *Reading*; the effect of which Examination he reported to the Houſe.

Ordered,

That leave be given for the carrying of Mr. *Reading* before a Juſtice of Peace, to the end he may be examined, and proceeded againſt according to Law.

The Houſe being informed that one Mr. *Sing* a noted Papiſt was in the Lobby,

Ordered,

That the Serjeant at Arms attending this Houſe, do forthwith bring Mr. *Sing* to the Bar of this Houſe.

The Houſe then proceeded to the buſineſs of the day, touching the Conſideration of the Act againſt the

the Importation of Cattle from *Ireland* and other places beyond the Seas, and Fiſh taken by Forreigners. And the Order being read, the Queſtion was put, that the Houſe will now reſolve into a Committee of the whole Houſe, to conſider of the Act againſt the Importing of Cattle from *Ireland* and other places beyond the Seas, and Fiſh taken by Forreigners.

The Houſe divided.
The Noes went forth.

Tellers { Mr. *Trenchard* / Mr. *Papillon* } for the Noes 168.

Tellers { Sir *Trevor Williams* / Sir *Richard Williams* } for the Yeas 192.

And ſo it was reſolved in the Affirmative.

The Houſe then reſolving into a Committee of the whole Houſe, to conſider of the Act againſt the Importation of Cattle from *Ireland* and other places beyond the Seas, and Fiſh taken by Forraigners, Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

A Meſſage from the Lords by Sir *Miles Cooke* and Sir *John Hoskins*.

Mr. Speaker,

The Lords Intend to ſit this Afternoon, and deſire this Houſe will do the like.

The Meſſengers being withdrawn,

Reſolved,

That this Houſe doth agree to ſit this Afternoon.

And the Meſſengers being called in, Mr. Speaker acquaints

quaints them that this Houſe did agree to ſit this Afternoon.

Reſolved, &c.

That this Houſe will on *Thurſday*-morning next reſolve it ſelf into a Committee of the whole Houſe, further to conſider of the Act againſt Importing of Cattle from *Ireland* and other places beyond the Seas, and Fiſh taken by Forreigners, the firſt buſineſs.

And then the Houſe adjourned till four of the clock in the Afternoon.

Poſt Meridiem.

Ordered,

That Mr. *Mildmay* have leave to go into the Country for two days.

A Bill for the better ſecuring the Liberty of the Subject, was read the third time; and ſome Amendments being made at the Table,

Reſolved, &c.

That the Bill do paſs, and that the Title be, *An Act for the better ſecuring the Liberty of the Subject, and for prevention of Impriſonments beyond the Seas.*

Ordered,

That Sir *Thomas Clargis* do carry up the Bill to the Lords, for their Concurrence.

Mr. *Sacheverell* reports from the Committee of Secrecy, That they had taken the Examinations of Mr. *Caſtleton* and Mr. *Brent*; the effect whereof he delivered to the Houſe.

Ordered,

That Mr. *Goring* have leave to go into the Country.

The Houſe being informed of certain ſcandalous and dangerous words ſpoken by Mr. *Charles Goſtwick* a Gentleman-Pentioner to his Majeſty, and that the Examinations touching the ſame were taken upon Oath before a Juſtice of Peace,

Ordered,

That a Committee be appointed to examine the matter of the ſaid Information, and to ſend for and hear the Witneſſes, and to report the matter, with their Opinions therein, to the Houſe: And it is referred to

Sir *John Wynn*,	Sir *Samuel Bernardiſton*,
Mr. *Pilkington*,	Sir *Robert Clayton*,
Sir *Nathaniel Herne*,	Mr. Alderman *Love*.
Sir *Chriſtoph. Muſgrave*,	Mr. *Booth*,
Sir *Francis Drake*,	Col. *Titus*,
Sir *Tho. Stringer*,	Sir *Anthony Irby*,
Mr. *Wynn*,	Mr. *Thynn*,
Sir *Ralph Aſhton*,	Lord *Denicourt*,
Mr. *Morgan*,	Sir *John Hewley*,
Mr. *May*,	Mr. *Dubois*,
Sir *Patience Ward*,	Sir *Thomas Clargis*,
Sir *Gilbert Gerrard*,	Sir *John Knight*,
Sir *Thomas Player*,	Mr. *Boſcawen* :

And they are to meet to morrow at two of the clock in the Afternoon, in the Speakers Chamber: And they are impowred to ſend for Perſons, Papers, and Records.

A Meſſage from the Lords by Sir *Timothy Baldwin* and Sir *Miles Cooke*.

Mr. Speaker,

The Lords deſire a preſent Conference with this Houſe in the Painted-Chamber, concerning matters in the Bill concerning the Earl of Danby.

The

The Meſſengers being withdrawn,

Reſolved, &c.

That the Houſe doth agree to meet the Lords at a preſent Conference, in the Painted-Chamber.

And the Meſſengers being called in, Mr. Speaker acquaints them that this Houſe did agree to meet the Lords at a preſent Conference, in the Painted-Chamber.

Ordered,

That the Members that managed the laſt Conference, do attend and manage this Conference.

Sir *Francis Winnington* reports, that the Members appointed had attended the Conference, and that the Lord *Huntingdon* managed the Conference; and that what he delivered, was to the effect following.

THE Lords have deſired this Conference with the Commons not ſo much to argue and diſpute, as to mitigate and reconcile.

They have already obſerved, that the debate of this Bill hath given ſo long and ſo great an obſtruction to publick buſineſs; and therefore they deſire you to believe that that is the reaſon which hath chiefly prevailed with their Lordſhips in a matter of this nature.

And upon this ground it is, that if a way may be found to ſatisfie and ſecure the publick fears, by growing leſs than the Bill you have propoſed.

The Lords do not think it adviſable to inſiſt upon the utmoſt and moſt rigorous ſatisfaction, to prevent Juſtice, which might be denied.

To induce you to this Compliance, the Lords do acknowledge that Baniſhment is ſo far from being the legal Judgment in caſe of High-Treaſon, that it is not the legal Judgment in any caſe whatſoever, ſince it can never be inflicted but by the Legiſlative Autho-

rity; but they ſee no reaſon why the Legiſlative Authority ſhould always be found to act to the utmoſt extent of its power: for there may be a prudential neceſſity ſometimes of making abatements; and it might be of fatal conſequence if it ſhould not be ſo.

And the Lords, to remove all jealouſies of the preſidents of this kind, do declare, that nothing which hath been done in the Earl of *Danby*'s Caſe, ſhall ever be drawn into example for the time to come, and will ſo enter it upon their Journal.

And thereupon their Lordſhips inſiſt upon their Amendments ſo far, as to exclude all Attainders; and do promiſe themſelves the Commons will in this point comply with their Lordſhips; who do again aſſure them that their Reſolutions are grounded onely upon their tenderneſs and conſideration of the Publick.

Reſolved, &c.

That the Conſideration of the ſaid Report be adjourned till to morrow-morning ten a clock.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Mercurii 9° die Aprilis, 1679.

Ordered,

That Capt. *Deeds* and Mr. *Evelin* have leave to go into the Country for five days.

Ordered,

That Mr. *Liſle* and Sir *Anthony Deane* have leave to go into the Country.

A

A Bill for the exporting of Leather was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That Mr. *Hales* have leave to go into the Country for a week.

Then the Houſe took into conſideration the matter of the Report made by Sir *Francis Winnington* from the Conference had with the Lords touching the Amendments made by the Lords to the Bill of Attainder of *Thomas* Earl of *Danby*: And the ſaid Amendments being read, and the Queſtion being ſeverally put for agreeing to them,

it paſſed in the Negative.

Reſolved, &c.

That the Members that managed the laſt Conference, do withdraw, and conſider of Reaſons to be offered at a free Conference to be had with the Lords upon the ſubject-matter of the laſt Conference, why this Houſe hath diſagreed with their Lordſhips in ſeveral of their Amendments to the Bill for the Attainder of *Thomas* Earl of *Danby* of High-Treaſon.

Ordered,

That Mr. *Gerrard* do go up to the Lords to deſire a free Conference upon the ſubject-matter of the laſt Conference relating to the Amendments made by their Lordſhips to the Bill for the Attainder of *Thomas* Earl of *Danby*.

Mr. *Gerrard* reports, that the Lords have agreed to meet this Houſe at a free Conference in the Painted-Chamber, to morrow-morning at eleven a clock.

Reſolved nemine contradicente,

That this Houſe is of opinion, that thoſe who ſhall adviſe his Majeſty to part with *Tangier* to any forreign Prince or State, or be inſtrumental therein, ought to

be accounted Enemies to the King and Kingdom.

Ordered,

That the matter of Election for *Leiceſter-ſhire* be heard at the Bar of this Houſe this afternoon.

Ordered,

That the Committee of Secrecy do ſit this afternoon.

And then the Houſe adjourned till four of the clock in the afternoon.

Poſt Meridiem.

The Houſe took into conſideration the matter touching the Election for the County of *Leiceſter*, and heard the Counſel and ſeveral Witneſſes on the part of the Petitioners.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Jovis 10° *die Aprilis*, 1679.

Ordered,

THat Mr. *Wadham Strangwayes* have leave to go into the Country.

Ordered,

That all thoſe Members that were gone out of Town before the Order was made (that no Member ſhould depart the ſervice of the Houſe without leave) unleſs they appear by *Munday* next come ſennight, ſhall be ſent for in cuſtody of the Serjeant at Arms attending this Houſe.

Or-

Ordered,

That Sir *Richard Cuſt* have leave to go into the Country for a week.

The Houſe then reſolved into a Committee of the whole Houſe, further to conſider of the Act againſt the Importing of Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir *John Trevor* reports from the Committee of the whole Houſe, that the Committee had made a conſiderable progreſs in the conſideration of the Act againſt the Importing of Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners. And humbly moved from the ſaid Committee, That as ſoon as the free Conference with the Lords was ended, the Houſe would again reſolve into a Committee of the whole Houſe, further to proceed in the conſideration of the ſaid Act.

Reſolved, &c.

That the Houſe will (immediately after the free Conference) reſolve it ſelf into a Committee of the whole Houſe, further to proceed in the conſideration of the Act againſt the Importing of Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners.

Ordered,

That the Members that managed the laſt Conference, do attend and manage the free Conference.

Mr. Secretary *Coventry* acquaints this Houſe, that his Majeſty had been attended with the Addreſs of this Houſe, deſiring his Majeſty that a ſpecial Commiſſion of *Oyer* and *Terminer* may forthwith iſſue out for the trying of *Nathaniel Reading* Eſq; and alſo with the Addreſs deſiring his Majeſty to cauſe his Procla-

mation to iſſue forth for the apprehending of the Earl of *Danby*. And his Majeſty commanded this Anſwer to be returned, That his Majeſty had already given order for the iſſuing out a ſpecial Commiſſion of *Oyer* and *Terminer* for the trying of Mr. *Reading*, and will immediately order his Royal Proclamation to iſſue forth for the apprehending of the Earl of *Danby*.

Sir *Thomas Lee* reports from the free Conference, that the Members appointed had attended the Conference, and delivered their Reaſons, and left the Bill with the Lords.

Ordered,

That the Members that managed the free Conference, do draw up in writing a Report of ſuch matters as they ſhall think fit to be entred in the Journal; and that they do inſpect the Journal of the Houſe of Lords, and ſee what entries are there made touching the Commitment of perſons impeached.

Ordered,

That Sir *Edward Nevill* have leave to go into the Country, in order to the recovery of his health.

Ordered,

That Mr. *Clare* be appointed to take care of the ſuing out of the Commiſſion of *Oyer* and *Terminer* for the trying of Mr. *Reading*, and proſecution of the ſame, before the Lords are tryed.

The Queſtion being put that the Houſe do now adjourn,

The Houſe divided.
The Yeas went forth.

Tellers { Sir *John Fagg* / Mr. *Bockland* } for the Yeas 152.

Tellers

Tellers { Sir *Herbert Croft* / Mr. *Booth* } for the Noes 192.

And ſo it paſſed in the Negative.

A Meſſage from the Lords by Sir *Miles Cooke* and Sir *John Hoskins*.

Mr. Speaker,

The Lords intend to ſit this Afternoon, and deſire this Houſe will do the like.

The Meſſengers being withdrawn,

Reſolved, &c.

That this Houſe will ſit this Afternoon.

And the Meſſengers being called in, Mr. Speaker acquaints them that this Houſe does agree to ſit this Afternoon.

The Houſe then reſolved into a Committee of the whole Houſe, further to proceed in the Conſideration of the Act againſt Importing Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir *John Trevor* reports from the ſaid Committee, That they had taken the matter to them referred into their conſideration, and had agreed upon a Vote to be preſented to the Houſe; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was twice read, and upon the Queſtion agreed to, and is as followeth, *(viz.)*

Reſolved, &c.

That a Bill be brought in to continue the ſeveral Acts againſt Importing Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners; with

mation to iſſue forth for the apprehending of the Earl of *Danby*. And his Majeſty commanded this Anſwer to be returned, That his Majeſty had already given order for the iſſuing out a ſpecial Commiſſion of *Oyer* and *Terminer* for the trying of Mr. *Reading*, and will immediately order his Royal Proclamation to iſſue forth for the apprehending of the Earl of *Danby*.

Sir *Thomas Lee* reports from the free Conference, that the Members appointed had attended the Conference, and delivered their Reaſons, and left the Bill with the Lords.

Ordered,

That the Members that managed the free Conference, do draw up in writing a Report of ſuch matters as they ſhall think fit to be entred in the Journal; and that they do inſpect the Journal of the Houſe of Lords, and ſee what entries are there made touching the Commitment of perſons impeached.

Ordered,

That Sir *Edward Nevill* have leave to go into the Country, in order to the recovery of his health.

Ordered,

That Mr. *Clare* be appointed to take care of the ſuing out of the Commiſſion of *Oyer* and *Terminer* for the trying of Mr. *Reading*, and proſecution of the ſame, before the Lords are tryed.

The Queſtion being put that the Houſe do now adjourn,

The Houſe divided.
The Yeas went forth.

Tellers { Sir *John Fagg* / Mr. *Bockland* } for the Yeas 152.

Tellers

Tellers { Sir *Herbert Croft* / Mr. *Booth* } for the Noes 192.

And ſo it paſſed in the Negative.

A Meſſage from the Lords by Sir *Miles Cooke* and Sir *John Hoskins*.

Mr. Speaker,

The Lords intend to ſit this Afternoon, and deſire this Houſe will do the like.

The Meſſengers being withdrawn,

Reſolved, &c.

That this Houſe will ſit this Afternoon.

And the Meſſengers being called in, Mr. Speaker acquaints them that this Houſe does agree to ſit this Afternoon.

The Houſe then reſolved into a Committee of the whole Houſe, further to proceed in the Conſideration of the Act againſt Importing Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir *John Trevor* reports from the ſaid Committee, That they had taken the matter to them referred into their conſideration, and had agreed upon a Vote to be preſented to the Houſe; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was twice read, and upon the Queſtion agreed to, and is as followeth, *(viz.)*

Reſolved, &c.

That a Bill be brought in to continue the ſeveral Acts againſt Importing Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners; with

with ſuch additional Clauſes as ſhall make the Prohibition more effectual.

Ordered,

That a Committee be appointed to prepare and draw up a Bill for the continuing of the ſeveral Acts againſt Importing Cattle from *Ireland* and other parts beyond the Seas, and Fiſh taken by Forreigners; with ſuch additional Clauſes as ſhall make the Prohibition more effectual: And it is referred to

Sir *John Trevor*,
Mr. *Vaughan*,
Sir *Gilbert Gerrard*,
Mr. *Booth*,
Sir *Chriſtoph. Muſgrave*,
Mr. *Hamden*,
Sir *John Hotham*,
Sir *Trevor Williams*,
Serj. *Maynard*,
Sir *Richard Corbett*,
Sir *Robert Dillington*,
Mr. *Bockland*,
Sir *John Knight*,
Mr. *Dubois*,
Sir *Thomas Stringer*,
Sir *Nathaniel Herne*,
Mr. *Foley*,
Sir *William Thomas*,
Col. *Birch*,
Mr. *Swinfen*,
Sir *Eliab Harvey*,
Mr. *Wright*,
Sir *Robert Peyton*,
Sir *John Hewley*,
Sir *John Wynn*,
Lord *Anneſley*,
Mr. *Buſcawen*,
Sir *Francis Drake*,
Mr. *Powle*,
Mr. *Palms*,
Sir *Robert Clayton*,
Sir *William Coventry*,
Mr. *Papillon*,
Mr. *Colt*,
Sir *Thomas Exton*,
or any three of them, to prepare and draw up the ſame.

Ordered,

That the matter of the Election for the County of *Norfolk* which was appointed to be heard at the Bar of this Houſe upon *Saturday* next, be adjourned till *Munday* next.

Or-

Ordered,

That no motion be made on the behalf of any Member for leave to go into the Country, but between the hours of ten and twelve of the clock.

Ordered,

That Sir *John Bramſton* have leave to go into the Country for four days.

Ordered,

That the Lord *Clifford* have leave to go into the Country till *Tueſday* next.

And then the Houſe adjourned till five of the clock in the Afternoon.

Poſt Meridiem.

A Meſſage from the Lords by Sir *Timothy Baldwin* and Sir *Miles Cooke*.

Mr. Speaker,

The Lords deſire a preſent free Conference with this Houſe in the Painted-Chamber, upon the ſubject-matter of the laſt free Conference.

The Meſſengers being withdrawn,

Reſolved, &c.

That this Houſe will meet the Lords at a preſent free Conference in the Painted-Chamber.

And the Meſſengers being called in, Mr. Speaker acquaints them this Houſe did agree to meet the Lords at a preſent free Conference in the Painted-Chamber.

Ordered,

That the Members that managed the laſt free Conference, do attend and manage this free Conference.

A Petition of *John Nelſon* Doctor of Laws, now in cuſtody

cuſtody of the Serjeant at Arms, ſetting forth the ſtate of this Caſe, relating to the matter of the Information againſt him touching the Pamphlet, and begging pardon of the Houſe, and praying that he may be diſcharged of his Confinement, was read.

Ordered,

That the Conſideration of the Petition be referred to the Committee appointed to enquire into the Author and Publiſher of the two Pamphlets which were printed by Mr. *Hills* for Mr. *Edwin*, by order of the Lord Treaſurer, to examine the matter thereof, and to report their Opinions thereupon to the Houſe.

Ordered,

That the ſaid Committee be revived, and do meet on *Saturday* next at two of the clock in the Afternoon, in the Speakers Chamber: And that

Sir *Robert Peyton*,
Sir *Walter Young*,
Sir *Thomas Exton*,
Sir *Francis Ruſſell*,
Sir *William Coventry*,
Mr. *Vernon*,
Mr. *Colt*,
Mr. *Hamden*,
Sir *Nicholas Carew*,
Sir *Hugh Auckland*,
Mr. *Ruſhworth*,
Sir *Francis Drake*,
Mr. *Onſlow*,
Mr. *Reynall*,
Mr. *Parthridge*,
Sir *Robert Howard*,
Sir *William Eſtcourt*,
Sir *James Long*,
Mr. *Foote*,
Dr. *Edsbury*,

be added to the ſaid Committee.

Ordered,

That all Committees be revived, and do ſit on *Saturday* next at two of the clock in the Afternoon, in the places formerly appointed.

Sir *Francis Winnington* reports the matter delivered at the free Conference.

Or-

Ordeled,

That the Conſideration of that Report be adjourned till *Saturday* next at nine of the clock; and that Sir *Francis Winnington* do then preſent the ſame to the Houſe fairly written.

And then the Houſe adjourned till to morrow-morning nine of the clock.

Veneris 11° *die Aprilis*, 1679.

THE Houſe being met in order to repair to Church,

And then the Houſe adjourned till to morrow-morning eight of the clock.

Sabbati 12° *die Aprilis*, 1679.

Ordered, That

MR. *Cooke*,
Sir *Rob. Clayton*,
Sir *Herbert Croft*,
Sir *Philip Egerton*,
Sir *John Wynn*,
Mr. *Rich*,
Mr. *Parthridge*,
Mr. *Sterne*,

be added to the Committee to whom the engroſſed Bill ſent down from the Lords, entituled, *An Act to diſable any perſon from ſitting in any of the Houſes of Convocation, till he hath taken the Oaths, and made and ſubſcribed the Declaration therein mentioned*, ſtands committed.

Or-

Ordered,

That Sir *John Cloberry* have leave to go into the Country.

Ordered,

That the Thanks of this Houſe be returned to Dr. *Jane* and Mr. *Sharpe*, for their Sermons yeſterday preached before this Houſe at St. *Margarets Weſtminſter*; and that they be deſired to print their Sermons; and that the Members that ſerve for the Univerſities do give them the Thanks of this Houſe, and acquaint them with the deſire of the Houſe to print their Sermons.

Ordered,

That a Committee be appointed to inſpect the Laws that are now in force againſt Swearing, Curſing, Drunkenneſs, Sabbath-breaking, and Uncleanneſs; and to bring in a Bill or Bills for the more effectual prevention thereof: And it is referred to

Sir *Thomas Player*,
Mr. *Smith*,
Sir *Richard Corbett*,
Mr. *Williams*,
Mr. *Hamden*,
Mr. *Sterne*,
Maſter of the Rolls,
Sir *Thomas Stringer*,
Sir *William Thomas*,
Mr. *Dubois*,
Sir *Thomas Armſtrong*,
Sir *Walter Young*,
Mr. *Reynall*,
Mr. *Parthridge*,
Sir *Joſeph Williamſon*,
Mr. *Wright*,
Mr. *Buller*,
Mr. *Onſlow*,
Sir *Henry Ford*,
Sir *Peter Terrill*,
Sir *Francis Drake*,
Sir *John Borlace*,
Mr. *Noſworthy*,
Sir *John Hewley*,
Sir *Nicholas Carew*,
Mr. *Slater*,
Col. *Titus*,
Sir *John Cloberry*,
Sir *George Downing*,
Mr. *Henley*,
Sir *Robert Peyton*,
Mr. *Gerrard*,
Sir *Robert Thomas*,
Sir *John Wynn*,

Sir

Sir *Gilbert Gerrard*,
Mr. *Booth*,
Mr. *Harbord*,
Mr. *Peake*,
Sir *John Knight*,
Sir *William Franklyn*,
Sir *Thomas Clargis*,
Mr. *Papillon*,
Mr. *Foley*,
Sir *Richard Cuſt*,
Mr. *Pitts*:

And all that come are to have Voices; and they are to meet this Afternoon at three of the clock, in the Speakers Chamber.

Ordered,

That the Lord *Aſhley* and Mr. *Parkhurſt* have leave to go into the Country.

Ordered,

That the Houſe be called over in *Eaſter*-week, and that ſuch Members as ſhall then make default in attending the ſervice of the Houſe, be ſent for in cuſtody of the Serjeant of Arms attending this Houſe; and that the Order be ſent to the Sheriffs of the reſpective Counties, to the end they may give notice thereof to the Members that ſerve for the ſeveral places within their Counties.

Ordered,

That a Committee be appointed to examine the matter of the Information againſt Mr. *Caſtleton*, and report the ſame, with their Opinions thereupon, to the Houſe, on *Munday*-morning: And it is referred to

Sir *Gilbert Gerrard*,
Sir *Francis Drake*,
Mr. *Harbord*,
Mr. *Swinfen*,
Mr. *Ruſhworth*,
Sir *Henry Ford*,
Mr. *Williams*,
Sir *Thomas Clargis*,
Mr. *Dubois*,
Alderman *Love*,
Mr. *Trenchard*,
Mr. *Wright*,
Sir *Robert Markham*,
Mr. *Vernon*,
Sir *Francis Ruſſell*,
Sir *Vincent Corbett*,
Sir *James Long*,
Col. *Birch*,
Mr. *Pilkington*,

or any five of them:

And

And they are to meet this Afternoon at three of the clock in the Speakers Chamber; and are impowered to ſend for Perſons, Papers, and Records.

Ordered,

That the Committee appointed to inſpect and ſtate the Accounts relating to the Army, do make a Report thereof to the Houſe on *Tueſday* next at ten of the clock.

Sir *Francis Winnington* acquaints the Houſe, that in purſuance of an Order of the Houſe, he had drawn up into writing the ſubſtance of the matter that was delivered at the laſt free Conference with the Lords; which he read in his place, and afterward delivered the ſame in at the Clerks Table, where the ſame was again read, and upon the Queſtion agreed, and is as followeth, (*viz.*)

At a free Conference with the Lords relating to the paſſing the Bill of Atttainder againſt *Thomas* Earl of *Danby*, the ſubſtance of the matters propoſed by the Lords was as followeth.

THE Lord Privy-Seal ſaid, that the Houſe of Commons might ſee by the preſent quick free Conference with the Lords deſired, that their Lordſhips did ſhew their willingneſs by uſing all means poſſible to reconcile both Houſes, and to come to ſuch an underſtanding as to paſs the Bill with all expedition.

He declared, that the Reaſons of the Commons for paſſing the Bill as they propoſed, were unanſwerable; and therefore the Lords were content to make the Bill abſolute, without giving the Lord of *Danby* any day to appear, and the penalties to continue.

He obſerved, that the Lord impeached would not onely by the paſſing of this Bill be ruined, together with

with his Family, but likewiſe thoſe Acquiſitions which he got by the Marriage into a noble Family, would be loſt.

And he intimated, that if the Houſe of Commons would have any other Penalties added to the Bill, their Lordſhips would leave it to the Commons, ſo that they run not to the abſolute deſtruction of the Lord impeached. And the Lord Privy-Seal took notice, that although Reaſon and Juſtice were of the Commons ſide, yet in a Legiſlative capacity they were to conſider Circumſtances, in relation to the good of the Publick.

Upon this his Lordſhip ſaid, that in the tranſaction of this Affair there were two great points gained by this Houſe of Commons: The firſt was, that Impeachments made by the Commons in one Parliament, continue from Seſſion to Seſſion, and from Parliament to Parliament, notwithſtanding Prorogations or Diſſolutions. The other point was, that in caſe of Impeachments upon ſpecial matters ſhewn, if the modeſty of the Party Impeached directs him not to withdraw, the Lords admit that of right they ought to order him to withdraw, and that afterwards he muſt be committed. His Lordſhip obſerved, that a Member of the Houſe of Commons mentioned the Earl of *Clarendons* Caſe at the free Conference in the morning; but in regard that caſe was general, and not ſpecial matter ſhown, it was not like this, and therefore he did not underſtand the Lords intend to extend the points of withdrawing and Commitment to general Impeachments without ſpecial matter alleadged; for if it ſhould be otherwiſe, the Lords did not know how many of their Lordſhips might be picked out of their Houſe of a ſudden.

The Earl of *Shaftesbury* ſaid, That they were as willing to be rid of the Earl of *Danby* as the Commons. And in the firſt place, as to the right of the

Commons, that upon Impeachments the Lord accuſed ought to withdraw, and then be committed; he ſaid their Lordſhips did agree it was their right, and well warranted by Preſidents of former Ages. And as to the diſtinction that the Lord Privy-Seal made, where the Impeachments were general, and when ſpecial matter was alleadged; he ſaid the Lords gave no order to make any ſuch diſtinction, for that general Impeachments were not in the caſe: and the Duke of *Monmouth* and Lord *Falconberg* affirmed the ſame, that the Earl of *Shaftesbury* was in the right, and delivered the true ſenſe of the Lords. He alſo ſaid, that the expreſſion which they ſent with Reaſons from the Lords the other day, *viz.* That the Lords would not draw into example the proceedings of the Earl of *Danby*, but would vacate them; they intended that to extend onely to the points of not withdrawing, and not committing. He likewiſe declared, that the way now propoſed, he thought would be a means to have the Bill paſs; for the Commons might have other penalties if they would, as Confiſcation of Eſtate: and though they had no particular order to mention Honours, yet by the general words he thought Honours were included; and if thoſe were inſiſted on by the Commons, he knew not but they might be agreed to be inſerted in the Bill.

He deſired the Commons would conſider that there were weighty Reaſons which are better underſtood than expreſſed, that prove it neceſſary for the good of the publick, that this Bill ſhould ſpeedily paſs.

The Commons replyed, that they hoped their Lordſhips did not think the Commons did take it as if they had now gained any Point, for that the Points which their Lordſhips mentioned as gained, were nothing but what was agreeable to the antient courſe and methods of Parliament.

The

The House then took into consideration the first, fourth, sixth, and seventh Amendments made by the Lords to the Bill for the Attainder of *Thomas* Earl of *Danby* of High-Treason; and the said Amendments being read,

Resolved, &c,

That this House doth adhere to the words of the said Bill, mentioned in the first, fourth, sixth, and seventh amendments made by the Lords to the said Bill.

Ordered,

That Sir *Thomas Lee* do go up to the Lords, and acquaint them that this House does intend to sit this Afternoon, and desires that their Lordships will do the like.

The House then adjourned till three of the clock in the Afternoon.

Post Meridiem.

Ordered,

That the farther Examination of the matter of Election for the County of *Leicester*, which was appointed to be heard at the Bar of this House this day, be Adjourned till Munday morning next, and so come on the first business.

Ordered,

That the matter of the Election for the County of *Norfolk*, which was appointed to be heard at the Bar of this House on Munday next, be Adjourned till Tuesday next, and be heard immediately after the Report from the Committee appointed to inspect and state the Accounts relating to the Army.

Sir *Thomas Lee* acquaints the Houſe, that the Lords have reſolved to ſit this Afternoon.

Ordered, That

Mr. *Breman*,
Sir *Tho. Player*,
Sir *Fra. Drake*,
Mr. *Manſell*,
Mr. *Hamden*,
Sir *Walter Young*,
Mr. *Parthridge*,
Mr. *Trenchard*,
Sir *John Mallett*,
Mr. *Hopkins*,
Mr. *Slater*,
Mr. *Barker*,

be added to the Committee appointed to inquire into the Miſcarriages of the High Sheriff of the County of *Durham*, in ſetting at liberty ſo many Papiſts at the time of the Election of Members to ſerve in this preſent Parliament for the ſaid County.

Ordered,

That Mr. *Grey* do go up to the Lords, and deſire a free Conference upon the ſubject-matter of the laſt free Conference.

Mr. *Grey* reports that the Lords have agreed to a preſent free Conference upon the ſubject-matter of the laſt free Conference in the Painted Chamber.

Ordered,

That the Members that managed the laſt free Conference, do withdraw, and conſider of Reaſons to be offered at this free Conference, why this Houſe has adhered to the words of the Bill for the Attainder of *Thomas* Earl of *Danby* of High-Treaſon, mentioned in the firſt, fourth, ſix and ſeventh Amendments made by the Lords to the ſaid Bill; and that the ſame Members do attend and manage the ſaid Conference.

Sir *Thomas Meres* reports, that the Members appointed did attend at the free Conference, and delivered their Reaſons, and left the Bill and Amendments with the Lords.

Sir

Sir *Thomas Meres* reports from the Committee of Elections and Priviledges, That the Committee had taken into conſideration the matter of the Election for the Burrough of *Corfe*-Caſtle, and had agreed upon a Report; which he read in his Place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was twice read, and upon the queſtion agreed to, and is as followeth.

The Queſtion was, whether the Freeholders onely of Lands or Houſes in the ſaid Burrough that paid Scot and Lot, or all the Free-holders generally, had right to Vote in Elections; and whether the Petitioners or the ſitting Member had moſt Voices. Sir *Nathaniel Napier* produced the ſeveral Witneſſes following, *(viz.)*

Richard Jones, *Richard Painter*, *Edward Kenvell*, *John Symms*, Mr. *Dugdale*, prove that Free-holders, Leaſe-holders, and Chattel-Leaſes, have always had right to Vote: and a blind man, a beggar, that had a Cottage was fetcht, and had a Vote in a former Election; and all Tenants for twenty years or more, had Votes in Elections; and that one *Painter* had a Vote in my Lord *Latimers* Election, and had but a Leaſe for years of Mr. *Ogden*, and paid to Church and Poor.

And that when my Lord *Lattimer* was choſen, the Mayor invited all to the Election, as well Free-holders as Leaſe-holders.

That at this Election the poor men were courted as well as the rich; and that Mr. *William Culliford*, an Agent for my Lord *Dunblaine*, gave ſome eighteen pence, and one a ſhilling, for their hindrance of work half a day, as they bragged; and *Edward Kennells* man particularly, who ſaid he had alſo a Guiney given

by the ſaid Mr. *Culliford* for his Vote in this Election. And that Sir *Nathaniel Napier* in this Election, had ſix and thirty Voices that pay Scot and Lot, of which but five were queſtioned by the Mayor, and my Lord *Dunblaine* but ſixteen or fifteen.

My Lord *Dunblaine* produced the ſeveral Witneſſes following, to prove the right of Election in the Free-holders paying Scot and Lot onely, and that he had the Majority of Voices at this Election.

William Culliford ſays, he was at my Lord *Lattimers* Election, and all the Barons agreed that the Mayor, Barons, and Free-holders paying Scot and Lot, and no other, had right to Vote in Elections.

William Culliford, } Prove, that the Mayor being
Charles Osborne, } doubtful who had right to Vote, asked the Barons, who told him all Free-holders paying Scot and Lot had right. And at the Election they were preſent, and that my Lord *Dunblaine* had one and twenty Voices, and Sir *Nathaniel Napier* but twenty that paid Scot and Lot; and that they examined my Lord *Dunblaines* Pole with the Poors book, and found all the one and twenty but Mr. *Culliford* paid Scot and Lot; and prove that ſeveral were threatned if they Voted for my Lord *Dunblaine*, and others were profered Money.

William Jones proves, that Mr. *Ogden* gave five pounds to the poor, and he never uſed to give money to the poor, but ſays none of the Votes had any of the money.

Sir *William Portman*, } Several Members of the Houſe
Mr. *Savage*, } that were there at the Electi-
Mr. *Earle*, } on, did affirm, that Sir *Nathaniel Napier*, as they thought, had the Majority of Voices.

Where-

Whereupon the Committee came to theſe reſolutions.

Reſolved, &c.

That it is the opinion of this Committee, That *Peregrine* Lord Viſcount *Dunblaine* is not duely Elected to ſerve in this preſent Parliament for the Burrough of *Corfe*-Caſtle in the County of *Dorſet*.

Reſolved, &c.

That it is the opinion of this Committee, That Sir *Nathaniel Napier* is duely Elected to ſerve in this preſent Parliament for the Burrough of *Corf*-Caſtle in the County of *Dorſet*.

Reſolved, &c.

That this Houſe doth agree with the Committee, That *Peregrine* Lord Viſcount *Dunblaine* is not duely Elected to ſerve in this preſent Parliament for the Burrough of *Corf*-Caſtle in the County of *Dorſet*.

Reſolved, &c.

That this Houſe doth agree with the Committee, That Sir *Nathaniel Napier* is duely Elected to ſerve in this preſent Parliament for the Burrough of *Corf*-Caſtle in the County of *Dorſet*.

Ordered,

That the Clerk of the Crown do attend on Munday next, and amend the return for the Burrough of *Corf*-Caſtle.

Ordered,

That *Edward Dockomb*, Mayor of the Burrough of *Corf*-Caſtle, be ſent for in Cuſtody of the Serjeant at Arms attending this Houſe, to anſwer his miſcarriages in the returning of Members to ſerve in this preſent Parliament for the ſaid Burrough of *Corf*-Caſtle.

Reſolved, &c.

That it be a ſtanding Order of this Houſe, That from henceforth, upon any vacancy of the Chair, no motion be made for Chooſing of a new Speaker, till

after eleven of the clock.

And then the Houſe adjourned till Munday-morning eight of the clock.

Lunæ 14° *die Aprilis*, 1679.

Ordered,

THat the Clerk of the Crown be called in to amend the Return for the Burroughs of *Corf*-Caſtle, and *Eaſt-Grinſted*.

And the Clerk of the Crown being called in, did according to the Orders of the Houſe, amend the ſaid Returns.

A Petition of *Joſeph Sawle* Eſquire, complaining of ſeveral undue practices in the Port-Reeve of the Burrough of *Tregony* in the County of *Cornwall*, and the High-Sheriff of the ſaid County, in returning *John Tanner* Eſquire to ſerve in this preſent Parliament as Burgeſs for the ſaid Burrough, in injury of the Petitioner, who ought to have been returned, was read.

Reſolved, &c.

That the ſaid Petition be referred to the conſideration of the Committee of Elections and Priviledges, to examine the matter, and report the ſame with their Opinions therein to the Houſe.

Mr. *Powle* being Elected to ſerve in this preſent Parliament, both for the Burrough of *Cirenceſter* in the County of *Gloceſter*, and for the Burrough of *Eaſt-Grinſted* in the County of *Suſſex*, makes his choice for the ſaid Burrough of *Cirenceſter*.

Or-

Ordered,

That Mr. Speaker do issue out his Warrant to the Clerk of the Crown, for a new Writ for Electing a Burgess to serve in this present Parliament for the Burrough of *East-Grinsted* in the County of *Sussex*.

Ordered,

That a Committee be appointed to inspect the Journal of the House of Lords, and see what Entries are there made of any Orders touching the giving Copies to the Lords in the *Tower* of the Examination of the Witnesses against them: and it is referred to

Mr. *Treby*,
Sir *John Trevor*,
Sir *Hen. Capell*,
Sir *Tho. Stringer*,
Mr. *Powle*,
Sir *Fra. Winnington*.

or any two of them, to make Report thereof to the House.

Ordered,

That Sir *John Lowther*, Sir *Nicolas Carew*, and Sir *Robert Reeve*, have leave to go into the Country.

Resolved, &c.

That the House will on Wednesday next at ten of the clock, take into consideration the state of the Kingdom in relation to the Militia.

Resolved, &c.

That the House will on Thursday next at ten of the clock take into consideration the state of the Kingdom, and how the Navy may be made more useful for the defence thereof.

Ordered,

That the matter of the Election for the Burrough of *Bewdley* be adjourned till Friday in the next week after Easter-week.

And then the House Adjourned till three a clock in the Afternoon.

Post

Poſt Meridiem.

Ordered,

That the matter touching the Election for the Burrough of *Bewdley*, be heard at the Committee of Elections and Priviledges, on Wedneſday next in the afternoon; but if the Committee ſhall not then ſit, then that Election to be heard on the firſt Friday after Eaſter-week; and that the hearing of all other Cauſes before the ſaid Committee be ſuſpended until the ſaid firſt day after Eaſter-week.

A Meſſage from the Lords by Sir *John Coel* and Sir *Timothy Baldwin*.

Mr. Speaker,

The Lords deſire a preſent free Conference with this Houſe in the Painted Chamber, upon the ſubject-matter of the laſt free Conference.

The Meſſengers being withdrawn,

Reſolved, &c.

That this Houſe will meet the Lords at a preſent free Conference in the Painted-chamber.

And the Meſſengers being called in, Mr. Speaker acquaints them that this Houſe had agreed to meet the Lords at a preſent Conference in the Painted-chamber upon the Subject-matter of the laſt free Conference.

Ordered,

That the Members that managed the laſt free Conference, do attend and manage this free Conference.

Sir *Francis Winnington* reports from the free Conference had with the Lords, that the Conference was managed by the Lord Privy-ſeal; and that what he delivered was to this effect, That the Lords having taken

taken into conſideration the incongruity in the Bill intimated at the laſt free Conference, had agreed, that in the nineteenth Line of the firſt Skin [the fifteenth of *April*] ſhould be made [the one and twentieth of *April*.] And in the four and twentieth Line of the ſaid Skin, that the [Tenth] ſhould alſo be made [the one and Twentieth:] And had agreed to the Bill without any further Amendments; to which they deſired the concurrence of this Houſe.

The ſaid Amendments being twice read, were upon the Queſtion ſeverally agreed to.

Reſolved,

That a Meſſage be ſent to the Lords to acquaint them that this Houſe has agreed to the Amendments made by their Lordſhips to the Bill for the Attainder of *Thomas* Earl of *Danby* of High Treaſon; and that Sir *Francis Winnington* do go up with the Meſſage.

The Houſe then did proceed to the further examination of the matter of the Election for the County of *Leiceſter*; and having examined the remainder of the Witneſſes on the part of the Petitioners,

The Queſtion being put that the Houſe do now adjourn,

The Houſe divided.
The Noes go forth.

Tellers { Mr. *Hamden* / Mr. *Edward Aſh* } for the Noes 89.

Tellers { Mr. *Apprece* / Mr. *Courtnay* } for the Yeas 71.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Martis

Martis 15° *die Aprilis*, 1679.

SIR *Henry Ford* reports from the Committee appointed to examine the matter of the Information againſt Mr. *Caſtleton*, That the Committee had taken the matter of the ſaid Information into their conſideration, and had agreed upon a Report; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and is as followeth, *(viz.)*

IN obedience to the Order of this Houſe of the twelfth inſtant, the Committee have met to examine the complaint of Mr. *Chetwind* againſt Mr. *Caſtleton*, about defaming by ſeveral Aſperſions Mr. *Stephen Dugdale* the Kings Evidence; and Mr. *Chetwind* appearing before them, did inſtance in many diſcourſes which had been uſed by Mr. *Caſtleton* to that effect; unto which Mr. *Caſtleton* made anſwer, That upon the firſt tidings of Mr. *Dugdale*'s evidence given in the Country, there were various reports here ſpread about to Mr. *Dugdale*'s diſadvantage in reference to Money loſt by him at Racing, and as if he had behaved himſelf diſhoneſtly in that matter, as alſo towards the Lord *Aſton*: and he did acknowledge that he made mention to Mr. *Chetwind* of theſe rumours and reflections upon Mr. *Dugdale*, as they were ſpoken of by other men; but that he was ſo far from affirming any thing of himſelf, that he preſently writ Letters into *Stafford-ſhire*, and upon the Anſwers he had from ſome Friends there, he did publiſh, as much as any man, the credit of Mr. *Dugdale* in all places, and was one of the firſt that did viſit Mr. *Dug-*

dale

dale on his arrival here: and in confirmation herein, Mr. *Chetwind* did own to the Committee, that Mr. *Castleton* did soon after his first discourses, come to him, and declare as to Mr. *Dugdale*'s credit, that he was fully convinced; and Mr. *Dugdale* also being at the Committee, did declare, that he was not sensible that Mr. *Castleton* was his Enemy, or had done him any wrong. So that the Committee finding no other material complaint than this of the Calumny, are humbly of opinion, that Mr. *Castleton* may be discharged from his present restraint.

And whereas the said Mr. *Castleton* did represent the great misfortune he lay under, in having been seized in custody by the same Warrant wherewith Mr. *Reading* was taken for matters of Treason and high Misdemeanour, and that the report of it was so far scattered in all places to his disadvantage, that most people have called for their Papers out of his hands, and that he is likely to be ruined in his Livelyhood and way of Imployment, unless the House shall be pleased by some Vote to remove the publick censure which seems to lye upon him by being involved in that Warrant;

The Committee have thought fit to enter into some tender consideration of this particular, in regard Mr. *Castleton* appears by very many testimonies to be a good Protestant, and a man of a sober life: but they do submit his desires herein to the pleasure and determination of the House.

Ordered,

That Mr. *Castleton* be discharged from the Custody of the Serjeant at Arms, paying his Fees.

Ordered,

That Mr. Alderman *Wright* have leave to go into the Country.

Ordered,

That the Committee of Secrecy have leave to sit from

from time to time during the ſitting of the Houſe.

Ordered,

That Mr. *Blagrave* have leave to go into the Country for a fortnight.

Ordered,

That Mr. *Chetwind* have leave to go into the Country in order to the recovery of his health.

Sir *Thomas Stringer* reports from the Committee appointed to inſpect the Journal of the Houſe of Lords, and to ſee what Entries had been there made touching the giving Copies to the Lords in the *Tower* of the Evidence againſt them, That the Committee had prepared a Report, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and is as followeth.

THE Committee, in obedience to the Commands of this Houſe, have met, and have inſpected the Journal of the Houſe of Lords, and finde, that on *Wedneſday* the ninth of *April* inſtant, it is entred in the Lords Journal-book, as followeth.

The Lord Chancellor let their Lordſhips know, that the Houſe had ordered, that the ſeveral Indictments found againſt them by the Grand Jury, ſhould be brought into the Lords houſe by *Certiorari*; and that their Lordſhips may have Copies of the Articles of Impeachment againſt them: and that they ſhall have liberty to ſearch and finde out Copies of Records and Journals, in order to their defence. And a Debate ariſing thereupon,

Reſolved, &c.

That the ſaid Debate be adjourned till this day ſennight.

A Complaint being made of a Breach of Priviledge

ledge committed againſt Sir *Scroope How* a Member of this Houſe, by one *Adam Powell* Under-Sheriff of the City of *Worceſter*, in arreſting *Robert Hill* a menial Servant of the ſaid Sir *Scroope How*, at the ſuit of one *John Summers* an Attorney, contrary to the Rights and Priviledges of Parliament,

Ordered,

That the ſaid *Adam Powell* and *John Summers* be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, to anſwer their Breach of Priviledge committed upon Sir *Scroope How*, by arreſting *Robert Hill* his menial Servant, contrary to the Rights and Priviledges of Parliament.

Ordered,

That Sir *John Guyes* have leave to go into the Country.

Ordered,

That a Committee be appointed to enquire concerning the late Fires that have happened in and about the City of *London*, and to report the ſame to the Houſe: And that the Committee of Secrecy do tranſmit to this Committee all ſuch Papers and Examinations as they have in their cuſtody relating to the diſcovery of ſuch perſons as have been the occaſion of ſuch Fires: And it is referred to

Mr. *Harbord*,
Sir *Robert Peyton*,
Sir *Robert Clayton*,
Sir *Thomas Player*,
Sir *Nathaniel Herne*,
Sir *Francis Drake*,
Mr. *Williams*,
Sir *John Coriton*,
Mr. *Johnſon*,
Mr. *Wogan*,
Sir *Thomas Chargis*,
Sir *Joſeph Tredingham*,
Col. *Birch*,
Mr. *Pitt*,
Sir *John Wynn*,
Serj. *Rigby*,
Sir *Philip Egerton*,
Sir *Anthony Irby*,
Sir *Patience Ward*,
Sir *Chriſtoph. Muſgrave*,

Sir

Sir *Thomas Stringer*,
Mr. *Foley*,
Mr. *Manſell*,
Mr. *Dubois*,
Mr. *Trenchard*,
Mr. *Papillon*,
Alderman *Blackwell*,
Col. *Whitley*,

and all the Members that ſerve for the Cities of *London* and *Weſtminſter*, and the Burrough of *Southwark*, or any three of them: And they are to meet this Afternoon at three of the clock, in the Speakers Chamber; and are impowred to ſend for Perſons, Papers, and Records.

Sir *George Downing* reports from the Committee appointed to inſpect and ſtate the Accounts relating to the Army, That the Committee had met, and had agreed upon a Report to be made to the Houſe; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and is as followeth, (*viz.*)

IF the Officers of the three Regiments of Horſe, and of the ſeven Regiments of Foot that are disbanded, be paid, put to the reſpective days upon which they were disbanded, there will be leſs due to them than is ſet down in the Paper given into the Houſe by the Pay-maſter of the Army, 788 *l.* 16 *s.* 0 *d.* which ſum of 788 *l.* 16 *s.* 0 *d.* being deducted out of the ſum of 193241 *l.* 18 *s.* 2 *d.* the remains will be the ſum of 192453 *l.* 2 *s.* 2 *d.*

A Motion being made for a Supply to be given to his Majeſty for paying off and disbanding the Army,

Reſolved, &c.

That this Houſe will to morrow-morning at ten of the clock reſolve it ſelf into a Committee of the whole Houſe, to take into conſideration the Motion that was made for a Supply to be given to his Majeſty for

for paying off and disbanding the Army.

Ordered,

That the matter touching the Election for the County of *Norfolk* be heard at the Bar of this Houſe on *Munday* next, the firſt buſineſs.

And then the Houſe Adjourned till two of the clock in the Afternoon.

Poſt Meridem.

Ordered,

That the Committee to whom the conſideration of the Petition of Doctor *John Nelſon* is referred, be revived, and do ſit to morrow morning at eight of the clock, at the place formerly appointed. And that Sir *John Knight* and Sir *Anthony Irby* be added to the ſaid Committee.

The Houſe then proceeded to hear the matter touching the Election for the County of *Leiceſter*, and having Examined the remainder of the Evidence on the part of the ſitting Members;

The Queſtion being put that the Houſe do now proceed upon the debate touching the Election for the County of *Leiceſter*,

it was reſolved in the Affirmative.

The Queſtion being put that the Lord *Roos* is duely Elected to ſerve in this preſent Parliament, as Knight of the Shire for the County of *Leiceſter*,

The Houſe divided
The Noes went forth.

Tellers { Sir *John Talbot* / Mr. *Grey* } for the Yeas 78.

Tellers { Sir *Eliab Harvey* / Colonel *Birch* } for the Noes 116

And ſo it paſſed in the Negative.

Reſolved, &c.

That the Lord *Roos* is not duely Elected to ſerve in this preſent Parliament, as Knight of the Shire for the County of *Leiceſter*.

Reſolved, &c.

That the Lord *Sherrard* is well and duely Elected to ſerve in this preſent Parliament, as Knight of the Shire for the County of *Leiceſter*.

Reſolved, &c.

That Sir *John Hartopp* is not duely Elected to ſerve in this preſent Parliament, as Knight of the Shire for the County of *Leiceſter*.

And then the Houſe Adjourned till to morrow morning eight of the clock.

Mer-

Mercurii 16° die Aprilis 1679.

Ordered,

THat all Committees that are diſcontinued be revived, and do ſit this Afternoon in the places formerly appointed.

A Bill for ſecuring the King and Kingdom againſt the growth and danger of Popery, was read the ſecond time.

Reſolved, &c.

That the Bill be committed upon the debate of the Houſe to

Sir *Tho. Clargis*,
Sir *Tho. Exton*,
Mr. *Courtnay*,
Sir *William Coventry*,
Mr. *Swinſen*,
Mr. *Williams*,
Serjeant *Maynard*,
Mr. *Boſcawen*,
Sir *Henry Capell*,
Sir *Fra. Drake*,
Sir *Tho. Meres*,
Mr. *Wogan*,
Maſter of the Rolls,
Mr. Alderman *Love*,
Sir *Patience Ward*,
Mr. *Browne*,
Mr. *Pilkington*,
Sir *Eliab Harvey*,
Sir *Halſwell Tynt*,
Mr. *Upton*,
Sir *John Knight*,
Serjeant *Seyes*,
Sir *Nich. Bedley*,
Sir *Hen. Ford*,
Mr. *Hamden*,
Colonel *Birch*,
Mr *Onſlow*,
Sir *Jo. Wynn*,
Sir *Jo. Talbot*,
Sir *Jo. Hewley*,
Sir *Will. Hickman*,
Sir *Edw. Hugerford*,
Mr. *Manſell*,
Sir *Gilb. Gerrard*,
Sir *Anth. Irby*,
Sir *Gervas Elwes*,
Mr. *Papillon*,
Lord *Cavendiſh*,
Sir *Tho. Mompeſſon*,
Sir *William Eſcourt*,

Sir *Richard Head*,
Sir *Nathaniel Herne*,
Sir *Ra. Aſhton*,
Sir *Tho. Stringer*,
Mr. *Wright*,
Colonel *Titus*,
Mr. *Stone*,
Mr. *Morgan*,
Sir *Walter Young*,
Sir *Chriſtoph. Muſgrave*,
Sir *Sam. Bernardiſton*,
Mr. *Hopkins*,
Mr. *Grey*,
Sir *Robert Peyton*,
Mr. *Foley*,
Sir *Walter Ernley*,
Mr. *Dubois*,
Sir *Phil. Egerton*,
Mr. *Trenchard*,
Major *Bockland*,
Mr. *Sterne*,
Sir *Fra. Winnington*,
Sir *Jo. Mallett*:

And they are to meet to morrow at Two of the clock in the afternoon, in the Speakers Chamber.

Ordered,

That Mr. *George Savage* and Mr. *Hide* have leave to go into the Countrey for a fortnight.

Ordered,

That Mr. *Webb* have leave to go into the Country.

Ordered,

That Mr. *Greſham* have leave to go into the Countrey.

The Houſe then reſolved into a Committee of the whole Houſe, to conſider of the motion for a Supply to be given to His Majeſty for paying off and diſmiſſing all the Forces now in Arms in this Kingdom, raiſed or brought over from Forreign parts ſince the twenty ninth of *September*, one thouſand ſix hundred ſeventy and ſeven.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir *John Trevor* reports from the Committee, That the Committee had taken into their conſideration the Motion for a Supply to be given to his Majeſty for disbanding the Forces; and underſtanding that there was

was a Meſſage from the Lords attending in the Lobby, they commanded him to leave the Chair.

A Meſſage from the Lords by Sir *Timothy Baldwin* and Sir *John Hoskins*.

Mr. Speaker,

We are commanded by the Lords to acquaint this Houſe, that the Earl of Danby *having laſt night rendred himſelf to the Gentleman-Uſher of the Black-rod, who brought him this day to the Bar of their Houſe, that their Lordſhips have ſent him to the* Tower.

Reſolved, &c.

That the Houſe will reſolve it ſelf into a Committee of the whole Houſe, further to proceed in the conſideration of the Motion for a Supply to be given to his Majeſty for paying off and diſmiſſing the Forces.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir *John Trevor* reports from the ſaid Committee, That the Committee had made ſome progreſs in the conſideration of the Motion for a Supply to be given to his Majeſty for paying off and diſmiſſing of Forces; and being informed that there was a Meſſage from the Lords attending in the Lobby, they had commanded him to leave the Chair.

A Meſſage from the Lords by Sir *Timothy Baldwin* and Sir *John Hoskins*.

Mr. Speaker,

The Lords have commanded us to acquaint this Houſe, that the five Lords lately committed to the Tower, *have all in perſon brought their Anſwers to the Articles of Impeachment exhibited againſt them by this Houſe (except my Lord* Bellaſſis) *which were read to their Lordſhips; and their Lordſhips have ſent the Originals to this Houſe, to the intent this Houſe may conſider of them, and return the ſame Originals with all convenient ſpeed.*

A

A Debate ariſing, Whether the Lord *Bellaſis* is actually and legally arraigned, having not in perſon delivered his Anſwer at the Bar of the Houſe of Lords to the Impeachment exhibited againſt him by this Houſe,

Reſolved, &c.

That the ſaid Debate be adjourned till to morrow-morning nine of the clock.

Ordered, &c. That

Sir *Thomas Lee*,
Mr. *Sacheverell*,
Mr. *Powle*,
Sir *John Hewley*,
Serj. *Seys*,
Sir *John Trevor*,
Sir *Nich. Pedley*,
Mr. *Foley*,
Sir *John Knight*,
Mr. *Hamden*,
Sir *Henry Capell*,
Col. *Birch*,
Sir *Thomas Meeres*,
Mr. *Newport*,
Sir *William Poultney*,
Sir *John Wynn*,
Mr. *Garraway*,

or any two of them, do inſpect the Journal of the Houſe of Lords, and ſee what Entries are therein made touching the Appearance and the Arraignment of the five Lords now in the *Tower*, and to report the ſame to the Houſe to morrow-morning.

The Houſe then reſolved into a Committee of the whole Houſe, further to proceed in the conſideration of the Motion for a Supply to be granted to his Majeſty for the paying off and diſmiſſing the Forces.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumed the Chair.

Sir *John Trevor* reports from the ſaid Committee, That the Committee had agreed upon ſeveral Votes; which he read in his place, and afterwards delivered the

the ſame in at the Clerks Table, where the ſame were again read, and are as followeth.

Reſolved, &c.

That it is the opinion of this Committee, that the General Officers ſhall not be paid.

Reſolved, &c.

That it is the opinion of this Committee, that the Field-Officers, as Field-Officers, ſhall be paid onely to the time that they were to be disbanded by Act of Parliament.

Reſolved, &c.

That it is the opinion of this Committee, that no Officer ſhall receive pay from the time that the Souldiers under his Command were actually disbanded.

Reſolved, &c.

That it is the opinion of this Committee, that a Supply be granted to his Majeſty, not exceeding the ſum of two Hundred and ſix Thouſand four Hundred Sixty two pounds, ſeventeen ſhillings and three pence, for the paying off and diſmiſſing all the Souldiers now in Arms in *England*, raiſed or brought over from Forain parts into this Kingdom ſince the nine and twentieth day of *September*, 1677. to be raiſed by ſix months Tax, according to the rate of the preſent Tax, and to commence from the determination of the Tax in being.

The firſt Vote being read the ſecond time, was upon the Queſtion agreed to.

Reſolved, &c,

That the general Officers ſhall not be paid.

The ſecond Vote being read the ſecond time, and the Queſtion being put to agree with the Committee,

It paſſed in the Negative.

The third Vote being read the ſecond time, was upon the Queſtion agreed to.

Reſolved, &c.

That no Officer ſhall receive pay from the time that the Souldiers under his Command were actually disbanded.

The fourth Vote being read the ſecond time, and the Queſtion being put that the words [into this Kingdom] after the word [Parts] be left out,

It was reſolved in the Affirmative.

The Queſtion being put that the words [in *England*] after the word [Arms] be left out, and that inſtead thereof the words [in this Kingdom] be inſerted,

It was reſolved in the Affirmative.

Reſolved, &c.

That a Supply be granted to his Majeſty not exceeding the ſum of two Hundred and ſix Thouſand four Hundred ſixty two pounds ſeventeen ſhillings and three pence, for the paying off and diſmiſſing all the Forces now in Arms in this Kingdom, raiſed or brought over from forain parts, ſince the nine and twentieth of *September*, 1677. to be raiſed by ſix moneths Tax according to the rate of the preſent Tax, and to commence from the determination of the Tax in being.

Reſolved, &c.

That the Commiſſion-Officers be paid to the firſt of *April*, and no longer.

Ordered,

That a Bill be brought in purſuant to the ſaid Votes; and it is referred to

Sir *John Trevor*,
Sir *Tho. Meres*,
Col. *Whitley*,
Sir *Tho. Clargis*,
Sir *George Downing*,
Col. *Birch*,
Sir *Gilb. Gerrard*,
Sir *Fra. Winnington*,

or any three of them, to prepare and draw up the ſame:

ſame: And that they do bring in a borrowing clauſe, and a clauſe of Indempnity, and do prepare Rules and Inſtructions for the disbanding the Forces.

Ordered,

That all Committees be adjourned, except the Committee of Secrecy, and the Committee appointed to enquire concerning the late Fires that have happened in and about the City of *London*.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Jovis 17° *die Aprilis*, 1679.

Reſolved, &c.

THat this Houſe will on *Wedneſday* next at ten of the clock take into conſideration the ſtate of the Kingdom in reference to the Militia.

Ordered,

That all Committees that are diſcontinued be revived, and do ſit this Afternoon in the places formerly appointed.

Ordered,

That Mr. Speaker do iſſue out his Warrant to the Clerk of the Crown to make out a new Writ for electing of a Knight of the Shire to ſerve in this preſent Parliament for the County of *Leiceſter*.

Reſolved, &c.

That this Houſe will on Saturday next come ſennight take into conſideration the matter of the miſcarriages touching the Election for the County of *Leiceſter*.

Or-

Ordered,

That the Committee of Elections and Priviledges do ſit on *Wedneſday* next in the Afternoon; and that the matter of Election for the County of *Warwick* be referred to the ſaid Committee, to examine the matter thereof, and to report the ſame with their Opinions thereupon to the Houſe. And they are to proceed upon no other buſineſs relating to Elections on that Afternoon.

Ordered,

That Mr. *Gerrard Ruſſel* and Mr. *Knight* have leave to go into the Country for ſix days.

Ordered,

That the Committee appointed to bring in a Bill for paying off and disbanding the Souldiers, do prepare and bring in a Clauſe for appropriating the Money for that uſe onely, with penalties upon ſuch perſons as ſhall divert the ſame.

The Queſtion being put that the Supply granted to his Majeſty for paying off and diſmiſſing the Forces ſhall be paid in to the Exchequer,

The Houſe divided.
The Noes went forth.

Tellers { Sir *Fra. Drake* / Sir *Arth. Harris* } for the Noes 131.

Tellers { Sir *John Talbot* / Sir *Joſeph Tredingham* } for the Yeas 191

And ſo it was reſolved in the Affirmative.

Reſolved, &c.

That the Supply granted to his Majeſty for paying off

off and disinissing the Forces, shall be paid into the Exchequer.

Ordered,

That Mr. *Everfied*, Mr. *Deering*, and Mr. *Goddard*, have leave to go into the Country till *Friday* in *Easter*-week.

Ordered,

That Sir *John Fagg* have leave to go into the Country in order to the recovery of his health.

Ordered,

That a Committee of Secrecy be appointed to prepare and draw up Evidence against the Earl of *Danby*: And it is referred to

Col. *Titus*,	Sir *William Ellis*,
Sir *William Coventry*,	Mr. *Sacheveril*,
Sir *Fra. Winnington*,	Mr. *Powle*,
Mr. *Williams*,	Sir *Robert Carr*,
Sir *Hen. Capel*,	Serjeant *Maynard*,

or any three of them: and they are to receive Evidence and draw up further Articles against the said Earl of *Danby*, as they shall see cause: And they are to meet this Afternoon, and to sit *de die in diem*; and are impowred to send for Persons, Papers, and Records.

Mr. *Hamden* reports from the Committee appointed to inspect the Journal of the House of Lords, and see what Entries are there made touching the Appearance and Arraignment of the five Lords in the *Tower*, That they had agreed upon a Report; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth, *(viz.)*

We

We find that the Lord *Powys*, Lord *Stafford*, Lord *Petre*, Lord *Arundel* of *Wardour*, were brought to the Bar, and kneeled till the Lord Chancellor bid them ſtand up; and then the Articles were read to them, and the Chancellor asked them what they could ſay for themſelves, letting them know that his Majeſty would appoint a Lord High Steward for their Tryals: and the Lords made ſeveral requeſts in order to their Defence upon their Tryals. Then they withdrew, and the Lords having taken their requeſts into conſideration, they were called to the Bar again, and the Lord Chancellour let them know, that the Houſe had ordered that the ſeveral Indictments found againſt the Five Lords by the Jury, ſhould be brought into that Court by Writ of *Certiorari*, and that their Lordſhips may have Copies of the ſaid Articles of Impeachment, and have time given them till Tueſday the fifteenth inſtant to ſend in their reſpective Anſwers thereunto, with farther time to Anſwer to any further Articles that ſhould be brought up, and liberty to take out Copies of Records and Journals, *&c.*

At the end of which Order we find it thus entred: That notice being taken by the Houſe, that the Lord *Bellaſis* had not appeared at the Bar, *Thomas Ploſſington* and *Robert Dent*, being Sworn at the Bar, atteſted that the ſaid Lord *Bellaſis* is at this preſent ſo ill and lame with the Gout, that he is not able to ſtir out of his Bed, nor to turn himſelf in his Bed without help: which reaſonable excuſe the Houſe allowing of, the ſaid *Thomas Ploſſington* on the behalf of the Lord *Bellaſis* deſired, that his Lordſhip might have a Copy of the Articles, and that Counſel whom he named might be aſſigned to him; which, with the other requeſts made by the Lords who appeared, were equally condeſcended to for the Lord *Bellaſis*, as for the other Four Lords.

Then

Then enſues an Order for thoſe Five Lords to ſtand Committed to the *Tower* in order to their Tryals, and the ſame acceſs of perſons to them, as before this day.

John Lord *Bellaſis* hath Order for Sir *Thomas Skipwith* and Mr. *Saunders* to be his Counſel.

15° *Aprilis*, 1679.

This day being appointed for the Lords, Priſoners in the *Tower*, to put in their Anſwers to the Articles of Impeachment of the Houſe of Commons againſt them, which being called for and not come, it is

Ordered, &c.

That the Earl of *Powys*, Lord *Stafford*, Lord *Petre*, Lord *Arundel* of *Wardour*, be brought to the Bar of this Houſe to morrow morning at eleven of the clock, by the Lieutenant of the *Tower*, to put in their reſpective Anſwers to the ſaid Articles of Impeachment; and this ſhall be a ſufficient Warrant on that behalf.

It was moved that the Lord *Bellaſis* Anſwer might be received now, in regard of his Lordſhips ſickneſs: which the Houſe received and read.

Reſolved, &c.

That it be referred to the Committee of Secrecy, to look into the Anſwers of the five Lords in the *Tower*; and they are to conſider of the methods of proceedings to Tryals upon Impeachments, and report their opinions thereupon to the Houſe on Munday morning next; and that Mr. Speaker do deliver the ſaid Anſwers to the Committee of Secrecy.

Ordered,

That all Committees but the Committee of Secrecy, and the Committee appointed to inquire touching the late

late Fires that have happened in and about the City of *London*, be Adjourned; and that Sir *Sam. Bernardiſton* be added to that Committee.

Reſolved, &c.

That this Houſe will on Tueſday next take into conſideration the ſtate of the Kingdom, and how the Navy may be made uſeful for the defence thereof.

And then the Houſe Adjourned till Munday morning next eight of the clock.

Lunæ 21° *die Aprilis*, 1679.

Ordered,

That Mr. *Turner* of *Lynn*, and Sir *William Coventry*, have leave to go into the Country.

Ordered,

That Mr. *Thurborne* have leave to continue in the Countrey, in order to his Health.

Mr. Secretary *Coventry* acquaints the Houſe, that His Majeſty had Commanded him to let the Houſe know, that His Majeſty did intend to come to the Houſe of Peers this day about twelve of the clock in his Royal Robes, and did intend to ſend for this Houſe to attend him there.

A Meſſage from His Majeſty by Sir *Edward Carteret* Uſher of the Black Rod.

Mr. Speaker,

The King Commands this Honourable Houſe to attend him immediately in the Houſe of Peers.

And accordingly Mr. Speaker with the Houſe went to attend His Majeſty, in the Houſe of Peers; and the Houſe

House being returned, Mr. Speaker reports the effects of His Majesties Speech, which is as followeth.

My Lords and Gentlemen,

I Thought it necessary to acquaint you what I have done this day, which is, that I have Established a new Privy-Council, the constant number of which shall never exceed Thirty.

I have made choice of such persons as are worthy and able to advise me, and am resolved in all my weighty and important Affairs, next to the Advice of my great Council in Parliament, which I shall very often consult with, to be advised by this Privy-Council.

I could not make so great a change without acquainting both Houses of Parliament; and I desire you all to apply your selves heartily, as I shall, to do those things which are necessary for the good and safety of the Kingdom, and that no time be lost in it.

The House then took into consideration the matter touching the Election for the County of *Norfolk*, and Examined the Witnesses on the part of the Petitioner.

And then the House adjourned till three of the clock in the Afternoon.

Post

Poſt Meridiem.

The Houſe took into further conſideration the matter touching the Election for the County of *Norfolk*, and examined all the Witneſſes on the part of the ſitting Members.

Reſolved, &c.

That Sir *Chriſtopher Calthrope* is not duely elected to ſerve in this preſent Parliament as one of the Knights of the Shire for the County of *Norfolk*.

Reſolved, &c.

That Sir *Nevill Cateline* is not duely elected to ſerve in this preſent Parliament as one of the Knights of the Shire for the County of *Norfolk*.

The Queſtion being put that Sir *John Hobart* is duely elected to ſerve in this preſent Parliament as one of the Knights of the Shire for the County of *Norfolk*,

The Houſe divided.
The Noes go forth.

Tellers { Sir *John Talbot*, Mr. *Tempeſt* } for the Noes 99.

Tellers { Sir *John Trevor*, Mr. *Hamden* } for the Yeas 94.

And ſo it paſſed in the Negative.

Reſolved, &c.

That Sir *John Hobart* is not duely elected to ſerve in this preſent Parliament as Knight of the Shire for the County of *Norfolk*.

Or-

Ordered,

That Mr. *Samuel Nerdon* an Attorney, acting as Under-Sheriff for the County of *Norfolk* be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, to anſwer his miſcarriages and ill practices in electing of Knights of the Shire to ſerve in this preſent Parliament for the County of *Norfolk*.

Ordered,

That Dr. *John Hilliard* be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, to anſwer his Contempt in not attending this Houſe according to the Summons to him given.

Reſolved, &c.

That this Houſe will on *Munday* next take into conſideration the matter of the miſcarriages touching the election for the County of *Norfolk*.

And then the Houſe adjourned till to morrow - morning eight of the clock.

Martis 22° *die Aprilis*, 1679.

DOctor *Edesbury* reports from the Committtee to whom the Ingroſſed Bill ſent from the Lords, Intituled, *An Act for diſabling any perſon from ſitting in any of the Houſes of Convocation till he hath taken the Oaths, and made and ſubſcribed the Declaration therein mentioned*, was committed; That the Committee had taken the Bill into conſideration, and agreed upon ſeveral Amendments and Clauſes; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were again read.

The firſt, ſecond, third, fourth, and fifth Amend-

ments being read a ſecond time, were upon the Queſtion ſeverally agreed to.

The ſixth Amendment being read a ſecond time, was Poſt-poned.

The ſeventh, eighth, and ninth Amendments being read a ſecond time, were upon the Queſtion agreed to.

The reſt of the Amendments and Clauſes being read a ſecond time, and a debate ariſing thereupon,

Reſolved, &c.

That the Bill be re-committed to the ſame Committee, to conſider of the Amendments and Clauſes not agreed unto upon the debate of the Houſe.

A Meſſage from the Lords by Sir *Timothy Baldwin*, and Sir *William Beverſham*.

Mr. Speaker,

The Lords have ſent you down a Bill, Intituled, An Act to enable the Truſtees of the Mannors and Lands late of Charles *Lord* Mohun *therein named, to fell and ſell Timber, and to make Leaſes for payment of his and his Fathers Debts, and to raiſe a Portion for his Daughter; to which they deſire the Concurrence of this Houſe.*

Ordered,

That Mr. *Noell*, and Mr. *May*, have leave to go into the Country for fourteen days from Saturday next.

Ordered,

That the Committee of Secrecy appointed to receive evidence, and prepare and draw up farther Articles againſt the Earl of *Danby*, have leave to ſit from time to time during the ſitting of the Houſe, and to make choice of a perſon to aſſiſt them in the nature of a Sollicitor.

Ordered,

That the ſaid Committee of Secrecy ſhall be at liberty to deſire the aſſiſtance and information of any Member of this Houſe, in order to the preparing and drawing up farther Articles againſt the Earl of *Danby*. *Or-*

Ordered,

That the Committee of Secrecy to whom it was referred to look into the Anſwers of the Five Lords in the *Tower*, and to inquire into the methods of Proceeding to Tryal upon Impeachments, do make their report to the Houſe to morrow morning at ten of the clock.

The Bill for paying off and diſmiſſing the Army, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time to morrow-morning.

Ordered,

That all Committees that were diſ-continued, be revived, and do ſit this Afternoon in the places formerly appointed.

Ordered,

That Mr. Speaker do iſſue out his Warrant to the Clerk of the Crown, to make out a new Writ for Electing of two Knights of the Shire, to ſerve in this preſent Parliament for the County of *Norfolk*.

Ordered,

That the Committee appointed to conſider of the Temporary Laws, and report their opinions which of them are fit to be continued, be impowred to ſend as well for Licenſed as unlicenſed Books, in order to be examined and peruſed by them.

Reſolved, &c.

That the Committee to whom the matter concerning Dr. *Nelſon* is committed, do take the ſame into conſideration, upon the debate of the Houſe.

Reſolved, &c.

That this Houſe will on Thurſday morning next take into conſideration the State of the Kingdom, and how the Navy may be made uſeful for the defence thereof.

Ordered,

That the Lord *Aſhley* have leave to continue in the Country.

And then the Houſe adjourned till to Morrow - morning eight of the clock.

Mercurii 23° die Aprilis, 1679.

Ordered, &c.

THat a Committee be appointed to receive Propoſals concerning the Royal Fiſhery, and to report the ſame to the Houſe; and it is referred to

Mr. *Williams*,
Sir *Joh. Coriton*,
Mr. *Browne*,
Sir *Anth. Irby*,
Mr. *Lewis*,
Sir *Hen. Capell*,
Sir *John Hewley*,
Sir *Walter Earnly*,
Mr. *Noſworthy*,
Mr. *May*,
Sir *Nath. Herne*,
Sir *Jo. Dawney*,
Sir *Tho. Player*,
Sir *Patience Ward*,
Mr. *Manſell*,
Mr. *Papillon*,
Mr. *Harbord*,
Mr. *Pilkington*,
Sir *Jo. Trevor*,
Sir *Ralph. Aſhton*,
Col. *Birch*,
Sir *Rob. Carr*,
Sir *John Knight*,
Mr. *Wright*,
Sir *Samuel Bernardiſton*,
Mr. *Booth*,
Mr. *Dubois*,
Sir *John Wynn*,
Sir *John Holman*,
Mr. *Lambert*,
Mr. *Johnſon*,
Sir *Anth. Deane*,
Sir *Ral. Dalavall*,
Sir *Hen. Ford*,

and all the Members of this Houſe that are Merchants, and the Members that ſerve for the City of *London*; and

and they are to meet this afternoon at two of the clock in the Speakers Chamber, and they are to ſend for the Deputy-Governour of the former Company of the Royal Fiſhery, and are impowred to ſend for Perſons, Papers, and Records.

An Ingroſſed Bill ſent down from the Lords, Intituled, *An Act to enable the Truſtees of the Mannors and Lands late of* Charles *Lord* Mohun *therein named, to ſell and ſell Timber, and to make Leaſes for payment of his and his Fathers Debts, and to raiſe a Portion for his Daughter*, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That leave be given to Mr. *Thomas Harvey* to go into the Countrey for ten days.

A Bill to enable Truſtees to ſell the Lands of the Co-heirs of *Charles Dale* Eſquire deceaſed, for payment of Debts, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That leave be given to bring in a Bill for prevention of raiſing and levying Money upon the Subjects, but by Act of Parliament.

The Bill for paying off and diſmiſſing the Army, was read the ſecond time.

Reſolved, &c.

That the Bill be committed upon the debate of the Houſe, to a Committee of the whole Houſe; and that the Houſe will to morrow morning reſolve it ſelf into a Committee of the whole Houſe, to proceed upon the ſaid Bill.

Mr. *Treby* reports from the Committee of Secrecy appointed to look into the Anſwers of the Five Lords in the *Tower*, and to inquire into the methods of pro-

ceedings to Tryals upon Impeachments, That the Committee had agreed upon a Report to be made to the House; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, together with the said Answer, (except the Answer of the Lord *Bellasis*) and is as followeth.

The Committee is of opinion,

That the Lord *Bellasis* being Impeached of High-Treason by the Commons, cannot make any Answer but in Person.

That the several Writings put in by the Lord *Powys*, Lord *Stafford*, and Lord *Arundel* of *Wardour*, which they call their several Pleas and Answers, are not Pleas or Answers, but argumentative and evasive; to which the Commons neither can nor ought to reply.

That if the Answers of the Lord *Powys*, Lord *Stafford*, and Lord *Arundell* (as well as that of the Lord *Petre*) were sufficient, yet there ought not to be any proceedings against them, or any of them, until the Lord *Bellasis* also put in a sufficient Answer in person.

That the Commons do demand of the Lords, that their Lordships would forthwith order and require the said Lord *Powys*, Lord *Stafford*, Lord *Arundel* of *Wardour*, and Lord *Bellasis*, to put in their perfect Answers; or in default thereof, that the Commons may have justice against them.

Resolved, &c.

That this House will sit this afternoon, and that a Message be sent to the Lords, to desire their Lordships will do the like.

Or-

Ordered,
That Sir *John Trevor* do go up with the Meſſage.
Sir *John Trevor* Reports, that the Lords have Adjourned till to morrow morning.

Reſolved, &c.
That the conſideration of the Report made upon the Anſwers of the Five Lords in the *Tower* to the Articles of Impeachment exhibited againſt them by this Houſe, be Adjourned till to morrow morning ten of the clock.

And then the Houſe Adjourned till to morrow morning eight of the clock.

Jovis 24° *die Aprilis*, 1679.

A Bill for Exporting of Leather, was read the ſecond time.

Reſolved,
That the Bill be committed upon the debate of the Houſe to

Sir *John Knight*,
Serjeant *Seyes*,
Sir *Jo. Hewley*,
Serjeant *Rigby*,
Sir *Hen. Thompſon*,
Sir *Fra. Ruſſell*,
Sir *Will. Franklyn*,
Mr. *Onſlow*,
Sir *Edmund Jennings*,
Mr. *Whittacre*,

Mr. *Grey*,
Lord *Scudamore*,
Sir *Vincent Corbet*,
Mr. Alderman *Love*,
Sir *Ralph Aſhton*,
Sir *Hen. Ford*,
Mr. *Pilkington*,
Mr. *Wright*,
Mr. *Browne*,
Sir *Phil. Egerton*,
Sir *Nath. Herne*,
Sir *Jo. Wynn*,
Mr. *May*,
Sir *Tho. Player*,
Mr. *Williams*,
Mr. *Courtney*,
Mr. *Barker*,
Mr. *Dubois*,
Mr. *Darrell*,
Sir *Patience Ward*,
Sir *Edward Hungerford*,
Mr. *Johnſon*,
Mr. *Biggs*,
Mr. *Parthridge*,
Mr. *Coryton*,
Sir *Tho. Exton*:

And all that come are to have Voices, and they are to meet this Afternoon at Three of the clock in the Speakers Chamber, and are impowred to ſend for Perſons, Papers, and Records,

A Petition of the Shoo-makers, and other Manufacturers of Leather in and about *London* was read, ſetting forth the inconveniency of reviving the Law for Exporting of Leather.

Reſolved, &c.

That the ſaid Petition be referred to the conſideration of the Committee to whom the Bill for Exporting Leather ſtands committed, to examine the matter thereof, and report their opinions thereupon to the Houſe.

Ordered,

That Mr. *Dalmahay* have leave to go into the Country for twenty days.

The Houſe then took into conſideration the matter of the report made by Mr. *Treby* from the Committee of Se-

Secrecy touching the Anſwers of the five Lords in the *Tower* to the Impeachments exhibited againſt them by this Houſe, and the methods of proceedings to Tryals upon Impeachments: And the ſeveral Paragraphs of the ſaid Report being read a ſecond time, were upon the Queſtion ſeverally agreed to.

Ordered,

That Mr. *Booth* do go up to the Lords, and deſire a Conference with their Lordſhips touching the Anſwers of the five Lords in the *Tower* to the Impeachments exhibited againſt them by this Houſe, and the methods of proceedings to Tryals upon Impeachments.

Mr. *Booth* reports, that the Lords have agreed to meet this Houſe at a preſent Conference in the Painted-chamber.

Ordered,

That the Members of the Committee of Secrecy that prepared the ſaid Report, do attend and manage the Conference; and that they do acquaint the Lords at the Conference, that this Houſe will make uſe of no other Evidence againſt the five Lords in the *Tower*, than what they have received within ſeven years laſt paſt: and deſire that their Lordſhips will appoint a ſhort day for the Lord *Powys*, Lord *Stafford*, Lord *Arundel* of *Wardour*, Lord *Petre*, Lord *Bellaſis*, to put in their effectual Pleas and Anſwers to the Impeachment exhibited againſt them by this Houſe.

Sir *Francis Winnington* reports, that the Members appointed did attend and manage the Conference, and left the ſaid Anſwers with the Lords, and delivered their Reaſons of the inſufficiency of them, and what elſe they had in charge from the Houſe to deliver to their Lordſhips relating to the five Lords in the *Tower*.

Or-

Ordered,

That Mr. *Sacheverel* do deliver to Mr. *Reading* the Writings by him given into the Committee of Secrecy.

Reſolved, &c.

That the conſideration of the ſtate of the Kingdom, and how the Navy may be made uſeful for the defence thereof, be adjourned till *Munday*-morning next; and that Mr. Speaker do iſſue out his Warrant for ſummoning ſuch Witneſſes then to attend, as ſhall be named to him by Mr. *Bennet*.

Reſolved, &c.

That Sir *Gilbert Gerrard*, Col. *Whitley*, Col. *Birch*, and Sir *Thomas Player*, ſhall be Commiſſioners for the disbanding the Army.

The Houſe then reſolved into a Committee of the whole Houſe, to proceed upon the Bill for paying off and diſmiſſing the Army.

Mr. Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumes the Chair.

Sir *John Trevor* reports from the ſaid Committee, that the Committee had made ſome progreſs into the Bill for paying off and diſmiſſing the Army: And humbly moved from the ſaid Committee, that the Houſe would reſolve it ſelf into a Committee of the whole Houſe at three of the clock this Afternoon, further to proceed upon the ſaid Bill.

Reſolved, &c.

That this Houſe will at three of the clock this Afternoon reſolve it ſelf into a Committee of the whole Houſe, further to proceed in the Conſideration of the Bill for paying and diſmiſſing the Army.

And then the Houſe adjourned till three of the clock in the Afternoon.

Poſt

Post Meridiem.

A Bill for reverſing Outlawries in the *Kings-beneh* was read the ſecond time.

Reſolved, &c.

That the Bill be committed to

Sir *Tho. Clargis*,	Sir *John Trevor*,
Mr. *Colt*,	Serj. *Seyes*,
Sir *Nich. Pedley*,	Serj. *Rigby*,
Sir *John Knight*,	Mr. *Cooke*,
Sir *Sam. Bernardiſton*,	Sir *John Wynn*,
Mr. *Evelin*,	Sir *Fra. Drake*,
Sir *John Talbot*,	Mr. *Knight*,
Sir *John Carew*,	Sir *Joſ. Tredingham.*
Sir *William Pultney*,	Sir *Anth. Irby*,
Sir *William Baſſet*,	Mr. *Onſlow*,
Sir *John Hewley*,	Sir *Patience Ward*,

and all the Members of this Houſe that are of the Long Robe; and they are to meet on *Saturday* next at three of the clock in the Afternoon in the Speakers Chamber.

Ordered,

That leave be given to bring in a Bill for regulating the abuſes in collecting the Duty of Hearth-mony; and that it be recommended to the care of Sir *Thomas Clargis* to prepare and draw up the ſame.

The Houſe then reſolved into a Committee of the whole Houſe, further to proceed in the conſideration of the Bill for paying off and diſmiſſing the Army.

Mr. Speaker left the Chair.

Sir *John Trevor* reports from the ſaid Committee, That the Committee had made ſome further progreſs in

in the Bill for paying off and diſmiſſing the Army, and moved that the Houſe will to morrow morning the firſt buſineſs reſolve it ſelf into a Committee of the whole Houſe, further to proceed in the conſideration of the ſaid Bill.

Reſolved, &c.

That this Houſe will to morrow morning the firſt buſineſs reſolve it ſelf into a Committe of the whole Houſe, further to proceed in the conſideration of the Bill for paying off and diſmiſſing the Army.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Veneris 25° die Aprilis, 1679.

Ordered,

THat the ingroſſed Bill entituled *An Act to enable the Truſtees of the Manours and Lands late of* Charles *Lord* Mohun *therein named to ſell and ſell Timber, and to make Leaſes for payment of his and his Fathers Debts, and to raiſe a Portion for his Daughter*, be read on *Munday*-morning next at ten of the clock.

A Bill for the better prevention of illegal exaction of Money from the Subject, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

A Bill for exporting Cloth to *Turkie* was read the firſt time.

Reſolved, &c.

That the Bill be read the ſecond time.

Ordered,

That Sir *Thomas Clargis* be added to the Committee

tee of Secrecy appointed to prepare and draw up further Articles againſt the Earl of *Danby*.

The Houſe being informed that there is a falſe and ſcandalous Pamphlet diſperſed abroad under the name of *The Speech of the Lord* Cavendiſh,

Reſolved, &c.

That it be referred to the Committee appointed to enquire into the Authors and Publiſhers of a Pamphlet diſperſed under the name of *Sir* Francis Winnington's *Speech*, to enquire likewiſe into the Authors and Publiſhers of this Pamphlet, and make report thereof to the Houſe.

Ordered,

That all Committees that are diſcontinued, be revived, and do ſit this Afternoon in the places formerly appointed.

Ordered,

That all Members as ſhall be abſent at the call of the Houſe (whoſe excuſes ſhall not be allowed) be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, and ſhall not be admitted to take their places in the Houſe till they have paid the Serjeant his Fees and Charges.

A Meſſage from the Lords by Sir *Timothy Baldwin*, and Sir *William Beverſham*.

Mr. Speaker,

We are to acquaint you from the Lords, that Thomas *Earl of* Danby, *and* John *Lord* Bellaſis, *have this day appeared in perſon at the Bar of the Houſe of Lords, and that* Thomas *Earl of* Danby *hath put in his Plea, and the Lord* Bellaſis *his Anſwer; which the Lords have ſent to this Houſe, deſiring they may be returned with all convenient ſpeed.*

The Houſe then proceeded to call over the Houſe; and Mr. *Williams*, Sir *George Strode*, Sir *John Bowyer*, Sir *Edward Baynton*, Sir *Scroop How*, and Mr. *Thomas Wharton*,

Wharton, being abſent, and their excuſes being not allowed,

Ordered,

That Mr. *Williams*, Sir *George Strode*, Sir *John Bowyer*, Sir *Edward Paynton*, Sir *Scroope How*, and Mr. *Thomas Wharton*, be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, and that they ſhall not be admitted to take their places in the Houſe till they have paid the Serjeant his Fees and Charges.

Reſolved, &c.

That all ſuch Members as ſhall depart the ſervice of the Houſe without leave firſt asked and obtained between the hours of Ten and Twelve of the clock in the morning, be ſent for in cuſtody of the Serjeant at Arms attending this Houſe, and ſhall not be admitted to take their places in the Houſe till they have paid the Serjeant his Fees and Charges.

Ordered,

That Sir *Eliab Harvey*, and his Son Mr. *Sandys*, and Sir *John Sydenham*, have leave to go into the Country.

Ordered,

That Sir *Edward Harvey*, and Sir *James Rushout*, have leave to go into the Country till *Tueſday* next.

The Houſe then took into conſideration the Plea of *Thomas* Earl of *Danby*, and the Anſwer of *John* Lord *Bellaſis*, to the Impeachments exhibited againſt them by this Houſe; and the ſaid Plea and Anſwer being read,

Reſolved, &c.

That it be referred to the Committee of Secrecy appointed to draw up further Articles againſt the Earl of *Danby*, to examine the matter of the Plea of the ſaid Earl to the Impeachments exhibited againſt him by this Houſe, and to ſearch and enquire how preſi-

dents

dents ſtand in relation to the Pardon, and in what manner and by what means the ſame was obtained, and make Report thereof to the Houſe with all expedition; and that all the Members of the Long Robe be added to the Committee; and they are to meet this Afternoon at four of the clock in the Speakers Chamber.

Reſolved, &c.

That this Houſe will to morrow-morning the firſt buſineſs reſolve it ſelf into a Committee of the whole Houſe, further to proceed in the conſideration of the Bill for paying off and diſmiſſing the Army.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Sabbati 26° die Aprilis 1679.

A Petition of ſeveral Merchants and Retailers of French Commodities being tendred to be read, praying a longer time to vend Commodities of the growth and manufacture of *France* than is allowed by the Act for prohibiting the Importation thereof;

The Queſtion being put that the Petition be read,

It paſſed in the Negative.

Reſolved, &c.

That this Houſe will on *Friday* next take into conſideration how to make the Law for prohibiting the Importation of *French* Commodities more effectual.

The Houſe being informed, that Mr. *Adam Powell* Sheriff of the City of *Worceſter*, and Mr. *John Summers* an Attorney, now in cuſtody of the Serjeant at Arms attending this Houſe, for a breach of Priviledge by them

them committed againſt Sir *Scroope How* a Member of this Houſe, by arreſting, or cauſing to be arreſted, *Robert Hill* his menial Servant, are very ſorry for the ſame, and are ſenſible that they have thereby juſtly incurred the diſpleaſure of the Houſe; and therefore humbly beg Pardon, and pray that they may be diſcharged from their confinement;

Ordered,

That the ſaid Mr. *Adam Powel* and Mr. *John Summers* be diſcharged from the cuſtody of the Serjeant at Arms, paying their Fees.

Mr. Serjeant *Rigby* reports from the Committee appointed to enquire into the late Fires that have happened in and about the City of *London*, That the Committee had met ſeveral times, and had taken the Examinations of ſeveral perſons touching the late Fire in *Fetter-lane*; and that the Committee had agreed upon a Report to be made thereof to the Houſe; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and is as followeth.

Mr. Speaker,

THE Committee which you were pleaſed to appoint to enquire concerning the late Fires that have happened in and about the City of *London*, have in obedience to your Order met ſeveral times, and have made enquiry, and ſent for ſeveral perſons, and taken Examinations. And as to the late fire in *Fetter-lane*, they have commanded me to make you this Report.

And in the firſt place, Mr. *Robert Bird*, whoſe houſe it was that was ſet on fire, informeth, That his Wife retained one *Elizabeth Oxley* to be her Servant, taking her to be a Proteſtant, upon *Munday* the four and twentieth of *February* laſt; but ſhe came not to her ſervice until about the 6th of *March*. That

That upon *Wedneſday*-night the ninth of this inſtant *April*, about two or three of the clock in the morning, his ſaid Servant came to his bed-ſide and awaked him, telling him there was a Fire in *Holbourn*; whereupon he asked her how ſhe knew it? Who anſwered, by the noiſe in the ſtreet; whereupon he aroſe and looked into the ſtreet, but there was but little noiſe: ſo he ſtaid at the Street-door till he was informed by two men that paſſed by, that there had been a fire, but it was out again; whereupon he returned to bed well pleaſed he had ſo watchful a maid and fearful of fire; but none of his Family knew any thing thereof until informed by the ſaid *Oxley*, as he believeth.

That on *Thurſday*-night the tenth of this inſtant *April*, he was told the ſaid *Oxley* went up to bed about ten a clock, but he and his Wife went not to bed till eleven or paſt.

That before he went to bed, he diligently looked to the Doors, Windows, and Rooms, that all was ſafe from Fire and Thieves, as his cuſtom was; and was the laſt up in the Family, as he thought.

That being aſleep in bed, he was about twelve a clock that night waked with a great beating at his Street-door by the Watch; and the ſaid *Oxley* coming immediately to him, told him there was a fire; to which he ſaid, he was ſure it was not at his houſe: but gave her the Key of the Street-door, who ran down and let in the Watch and company; and he coming down, found a large Preſs in his Cloſet for keeping Books, Papers, and Writings, on a light fire; but by the mercy of God, and the great help he had, the Fire was got out, and his Houſe ſaved.

That his Wife with ſome Neighbours immediately after going into the ſaid *Oxley*'s Lodging-room to ſee if all were ſafe, there found ſhe had packed up

her Clothes and things ready to carry away, and her Trunks were locked up, but nothing left in them of value; whereupon he demanded of the ſaid *Oxley* why ſhe had packed up her Clothes? She anſwered, that ſhe and his other maid *Martha* had packed up their things to ſave them. Then he asked the ſaid *Martha* why ſhe had packed up at that time, when the lives of the Children and Family were in ſuch danger? who poſitively denied that ſhe offered to pack up any thing. Whereupon, and for that he was ſure when he went to bed there was not a ſpark of fire in his Cloſet where the fire brake forth, and conſidering that the ſaid *Oxley* came ſpeedily into the Chamber upon the firſt knocking at the Door, though ſhe lay two pair of ſtairs above his Chamber; and being informed that ſhe had not put out her Candle into the Candleſtick, or burnt it, but pulled it out and hid the Candleſtick: and from the manner of her carriage uſed when ſhe perceived ſhe was ſuſpected, he poſitively charged the ſaid *Oxley* with firing his Houſe, and cauſed her to be kept ſafe all night; and the next day being charged by Neighbours with firing his Houſe, ſhe at laſt confeſſed the firing of his Houſe, by ſetting the Preſs in his Cloſſet and his Papers on fire about twelve of the clock, when he and his Family was aſleep. And he ſaith, that the ſaid *Oxley* might have gone out of the Back-door of his houſe, and carried away any of his Goods or Plate if ſhe had pleaſed at any time of the ſaid night, without firing his houſe, the Key of the Back-door lying in the Kitchin, and being laid there by her ſelf; and he ſaith that nothing of value was found in the ſaid *Oxley*'s pack made up by her aforeſaid, but her own things.

Elizabeth Oxley upon her Examination declareth, That about *Michaelmas* laſt ſhe became acquainted with

with one *Nicholas Stubbs*, who had ſeveral times uſed much perſwaſion and arguments to her to turn Papiſt; and after her ſhewing a liking to it, and that he ſuppoſed ſhe had embraced that perſwaſion, in his diſcourſe to her at ſeveral times he told her, that before the eight and twentieth of *June* ſhe ſhould ſee all the Proteſtants deſtroyed that were in *England*; that the Pope ſhould be King over *England*, and that all that would turn to the Popes Religion, ſhould live far better than now they did: That all the Land were Hereticks, and that it was a meritorious act to deſtroy them. That all ſuch as were Papiſts ſhould have marks upon their Hats to diſtinguiſh them from Proteſtants, that they might not be deſtroyed with them; adding, that the Nation would believe that all things were over before the eight and twentieth day of *June*, but they would be deceived, for all ſhould be deſtroyed before, or about that time.

That the Duke of *York* was the braveſt Prince living; that he was gone out of this Land becauſe the Hereticks would cut off his Head, and that he would not return till they were deſtroyed. That the Lords in the *Tower* would not one of them ſuffer, for they would come off well enough, being to be tryed by the Lords, and that the Scaffolds were ſet up but for faſhion-ſake.

That ſhe telling the ſaid *Stubbs* ſhe was hired to live with one Mr. *Bird* about the middle of *Fetter-lane*, he uſed perſwaſions to her at ſeveral times to ſet fire on her Maſters Houſe, telling her, if ſhe would do it he would give her five Pounds, and gave her half a Crown, and ſaid he would have other Houſes fired in *Holborn* at the ſame time by others.

That ſhe being with the ſaid *Stubbs* on *Sunday* before the fire, promiſed him to fire her Maſters Houſe on the *Thurſday* or *Friday* following; and accordingly

on *Thurſday*-night ſhe took a Candle and put fire to the Papers in her Maſters Study, which were in a kind of a Preſs; they being on a light fire, ſhe ſhut the door, and went up ſtairs into her own Chamber on the top of the houſe, and there packed up her own things, and undreſſing her ſelf left her Maſter ſhould ſuſpect her, and there ſtaid till a great knocking was at the door, and the Watchmen crying out fire; whereupon ſhe ran down ſtairs and cried out fire, and her Maſter gave her the Key to open the Door; which done, all hands were employed to quench the fire. And ſhe ſaid ſhe did not ſet fire on her Maſters houſe out of any malice to him, nor with intent to rob him; but merely to carry on the deſign that *Stubbs* had propoſed to her, and out of hopes of his Reward.

Nicholas Stubbs, upon his Examination, ſets forth and owns to have uſed ſuch diſcourſes to the ſaid *Elizabeth Oxley* as ſhe declares in her Examinations, and ſaith he did perſwade her to fire her Maſters houſe, and was to give her five Guinies for doing it, beſides the half-crown in hand. And ſaith, one Father *Gifford* a Prieſt, and his Confeſſor, did put him upon this buſineſs, and told him it was no ſin to fire all the houſes of the Hereticks and Hugonots. That he acquainted one *Flower* alias *Derby*, *Molrain* an Iriſh man a Barber in *Jerman-ſtreet* with it, and one *Roger Clyton* another Iriſh-man, who lodges at the Cock and Harp in the ſame Street.

That the ſaid Father *Gifford* promiſed him an hundren Pounds for the ſame, and told him that he was to have the money from the Church.

That he uſed to meet the ſaid Father *Gifford*, *Flower*, and *Roger Clyton*, in St. *James*'s *Fields*, in the dark in the Evening, and then to diſcourſe of theſe matters; and that the ſeveral Informations he had given

the

the ſaid *Elizabeth Oxley*, he had from the ſaid Father *Gifford*; and ſaith, *Flower* and *Roger Clyton* told the ſaid *Stubbs* they would carry on the fire, and that they had Fire-balls to that purpoſe, and that they would fire all the Houſes in *Holbourn* at the ſame time.

That he was at the fire of the *Temple*, but was not engaged to do any thing there; but believes *Flower* was, who he did ſee there: And ſaith that *Gifford* told him that there were *Engliſh*, *French*, and *Iriſh* Roman-Catholicks enough in *London* to make a very good Army; and that the King of *France* was coming with 60000 men, with a pretence to ſhew the Dauphin his Dominions, but it was to lay his men at *Diep*, *Bullen*, *Calais*, and *Dunkirk*, to be in readineſs at an hours warning to be landed in *England*; and he doubted not but it would be by the middle of *June*; and that by that time all the Catholicks here were to riſe, in order to bring him in.

That the Papiſts here were to be diſtinguiſhed by Marks in their Hats. That the ſaid Father *Gifford* doubted not but he ſhould be an Abbot or a Biſhop when the work was over, for the good ſervice he had done. That at their meetings Father *Gifford* uſed to tell them it was no more ſin to kill a Heretick than to kill a Dog; and that they did God good ſervice in doing them what miſchief they could, by firing their houſes, or otherwiſe.

That it was well Sir *Edmund-bury Godfrey* was murthered, for he was their deviliſh Enemy.

That *Coleman* was a Saint in Heaven for what he hath done.

And ſaith, that he is fearful he ſhall be murthered for his Confeſſion; Father *Gifford* having ſworn him to ſecrecy, told him he would be damned if he made any diſcovery, and ſhould be ſure to be killed; and that he ſhould take the Oath, becauſe he was an Houſe-

keeper, and it was no ſin. And ſaith, that *Gifford*, *Flower*, and *Roger Clynton*, told him, when their Forces met about the middle of *June*, then have at the King.

Reſolved, &c.

That an humble repreſentation be made to His Majeſty, of the Report made this day, touching the late Fire in *Fetter-lane*, by ſuch Members of this Houſe as are of His Majeſties Privy-Council, humbly deſiring His Majeſty, that His Majeſty will be graciouſly pleaſed to grant his Pardon of Grace and Favour to *Nicholas Stubbs*, and *Elizabeth Oxley*, for the Diſcovery made by them, in relation to the Fire in *Fetter-lane*, and elſewhere.

Reſolved, &c.

That an humble Addreſs be preſented to His Majeſty by ſuch Members of this Houſe as are of His Majeſties Privy-Counſel, deſiring His Majeſty to Iſſue out his Royal Proclamation, requiring *Gifford*, *Flower, alias Darby*, and *Roger Clynton*, to render themſelves to Juſtice by a ſhort day, and that His Majeſty will be farther graciouſly pleaſed to give encouragement to all perſons that are not already in Cuſtody, that ſhall come in and make Diſcovery of, and be Inſtrumental to apprehend any of the perſons that have been the occaſions of any of the late Fires in and about the City of *London*.

A Meſſage from the Lords by Sir *Miles Cooke*, and Sir *William Beverſham*.

Mr. Speaker,

We are to acquaint you from the Lords, that William *Viſcount* Stafford, Henry *Lord* Arundel *of* Wardour, *and* William *Earl of* Powis, *have this day appeared at the Bar of the Houſe of Lords, and have retracted their former Pleas, and have put in their Anſwers to the Impeachments exhibited againſt them by the Commons of* England,

land, *which the Lords have ſent down to this Houſe, deſiring they may be returned with all convenient ſpeed.*

Reſolved nemine contradicente,

That this Houſe will ſit to morrow, to conſider of the beſt ways and means to ſecure and preſerve the Kings perſon, and alſo the Proteſtant Religion, againſt the Attempts of the Papiſts, both in the Reign of His Majeſty and his Succeſſors.

Reſolved, &c.

That an humble Addreſs be made to His Majeſty, to deſire his Majeſty to give order for the Executing of *Pickering*. And alſo to give order to the Judges, to iſſue out their Warrants for Executing of the ſeveral Popiſh Prieſts they have Condemned in the ſeveral Circuits: and it is referred to

Mr. *Powle*,
Sir *Tho. Lee*,
Col. *Birch*,
Sir *Tho. Player*,
Mr. *Sacheverell*,
Mr. *Colt*,
Mr. *Hamden*,
Mr. *Trenchard*,
Sir *Tho. Meres*,
Mr. *Buſcawen*,
Sir *Tho Clargis*,
Mr. *Bennett*,
Mr. *Swinfen*,

or any three of them, to prepare and draw up the ſame.

Reſolved, &c.

That an humble Addreſs be made to His Majeſty by ſuch Members of this Houſe as are of His Majeſties Privy-Council, beſeeching His Majeſty to iſſue forth his Royal Proclamation, requiring all Papiſts or reputed Papiſts, or ſuch as have been ſo within ſix months laſt paſt, forthwith to depart from the Cities of *London* and *Weſtminſter*, and ten miles off the ſame, and not to return again in ſix Months.

And that His Majeſty will be farther pleaſed to re-

voke all Licenſes granted by His Majeſty or his Privy-Counſel to the contrary.

Reſolved, &c.

That this Houſe will at four of the clock this afternoon, reſolve it ſelf into a Committee of the whole Houſe, farther to proceed in the conſideration of the Bill for paying off and diſmiſſing the Army.

And then the Houſe adjourned till three of the clock in the Afternoon.

Poſt Meridiem.

The ſeveral Anſwers of *William* Viſcount *Stafford*, *William* Earl of *Powys*, and *Henry* Lord *Arundel* of *Wardour*, to the Impeachments Exhibited againſt them by this Houſe being read,

Reſolved, &c.

That the ſaid Anſwers, together with the Anſwer of the Lord *Bellaſis*, be referred to the conſideration of the Committee of Secrecy, that prepared the Impeachments againſt the ſaid Lords, to examine the nature of the ſaid Anſwers, and make report of the ſame to the Houſe.

The Houſe then reſolved into a Committee of the whole Houſe, farther to proceed in the conſideration of the Bill for paying off and diſmiſſing the Army.

Mr Speaker left the Chair.

Sir *John Trevor* took the Chair of the Committee.

Mr. Speaker reſumes the Chair.

Sir *John Trevor* reports from the ſaid Committee, that the Committee had gone through the Bill for paying off and diſmiſſing the Army, and have made ſeveral Amendments, and have added ſeveral clauſes to the

the Bill; and humbly moved the House would appoint him a day to make report thereof to the House.

Ordered,

That Sir *John Trevor* do make his report the first opportunity.

And then the House Adjourned till to morrow morning eight of the clock.

Die Dominica 27° Aprilis, 1679.

MR. *Hamden* reports from the Committee appointed to draw up an Address to be presented to His Majesty, to desire His Majesty to give order for the Executing of *Pickering*, and likewise to give order to the Judges to issue out their Warrants for the Executing of the several Popish Priests they have Condemned in the several Circuits, an Address agreed upon by the Committee; which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was twice read, and with some Amendments at the Table agreed to, and is as followeth.

WE your Majesties most Humble and Loyal Subjects, the Commons in this present Parliament assembled, taking into serious consideration the great and apparent dangers which have arisen to your Majesties Person and this Kingdom, from the horrible Conspiracies of Popish Recusants, who have been incited thereunto by Priests and Jesuits daily resorting into this Kingdom, and continuing here contrary to your Majesties Laws, whereby they incur the penalty of High-Treason; as also in contempt of several Proclamations issued by your Majesty, by the advice of both

both Houſes of Parliament, commanding them to depart out of this Kingdom. And having received certain information, that one Pickering, *now a Priſoner in* Newgate, *who was imployed by ſome of the Conſpirators, to execute their execrable deſign of Murthering your Royal Perſon, and upon his Tryal was found guilty thereof; As alſo divers Prieſts and Jeſuits, who have been Condemned by your Majeſties Judges at the* Old Bayley, *and in the ſeveral Circuits do remain as yet un-Executed, to the great imboldning of ſuch offenders, in caſe they ſhould eſcape without due puniſhment: We do therefore moſt humbly deſire that your Majeſty would be pleaſed to give order to your Majeſties Judges and other Officers concerned therein, that immediate Execution may be done upon the ſaid Offenders, to the terror of all ſuch wicked perſons, who by their daily traiterous practices do juſtifie the prudence of our Anceſtors in making ſuch Laws, and manifeſt the neceſſity of putting them in execution.*

Reſolved, &c.

That this Houſe will attend His Majeſty with this Addreſs.

Ordered,

That ſuch Members of this Houſe as are of His Majeſties Privy-Council do attend His Majeſty, and deſire to know His Majeſties pleaſure, when this Houſe may attend him with the Addreſs this day agreed to.

Ordered,

That Mr. *Draper* and Colonel *Deane* have leave to go into the Countrey for fourteen days.

The Houſe took then into conſideration, how to ſecure and preſerve the Kings Perſon, and the Proteſtant Religion, againſt the Attempts of the Papiſts, both in the Reign of His Majeſty and of his Succeſſors.

Ordered,

That a Bill be brought in upon the debate of the Houſe,

House, to Banish all Papists or reputed Papists from *London* and *Westminster*, and twenty miles of the same, for six Months, and to confine those that live about twenty miles from *London*, within five miles of their own Habitations, under penalties. And it is referred to

Mr. *Sacheverell*,
Sir *Robert Carr*,
Mr. *Williams*,
Sir *Fra. Winnington*,
Sir *Ralph Ashton*,
Mr. *Whittacre*,
Sir *Robert Peyton*,
Col. *Titus*,
Sir *Nathaniel Herne*,
Sir *Richard Cust*,
Sir *Fra. Drake*,
Mr. *Hamden*,
Mr. *Papillon*,
Mr. Alderman *Love*,
Sir *Tho. Meres*,
Sir *John Trevor*,
Sir *Thomas Player*,
Mr. *Colt*,
Mr. *Mogan*,
Mr. *Mildmay*,
Sir *Patience Ward*,
Mr. *Buscawen*,
Sir *Gilb. Gerrard*,
Mr. *Garraway*,
Mr. *Coryton*,
Sir *Tho. Clargis*,
Sir *John Hewley*,
Sir *John Talbot*,
Col. *Birch*,
Sir *Cha. Harbord*,
Sir *Henry Capell*,
or any three of them, to prepare and draw up the same.

Resolved nemine contradicente,

That the Duke of *York*, being a Papist, and the hopes of his coming such to the Crown, has given the greatest countenance and incouragement to the present Conspiracies and designs of the Papists against the King and the Protestant Religion.

Resolved, &c.

That the concurrence of the Lords be desired to this Vote, and that the Lord *Russell* do carry up the same to the Lords for their concurrence.

Ordered,

That the Committee of Secrecy appointed to prepare

pare Evidence againſt the five Lords in the *Tower*, do prepare and draw up a Narrative of ſuch matters as concern the Duke of *York*, relating to the preſent Plot, contained in ſuch Papers and Writings as they have in their cuſtody, and preſent the ſame to the Houſe on Wedneſday next.

Reſolved, &c.

That the further conſideration of ſecuring and preſerving the King and the Proteſtant Religion, againſt the attempts of the Papiſts, both in the Reign of His Majeſty and his Succeſſours, be Adjourned till Munday next.

And then the Houſe adjourned till to morrow-morning eight of the clock.

Lunæ 28° *die Aprilis*, 1679.

Isaac Demons did take the Oaths of Allegiance and Supremacy, in order to be Naturalized.

Mr. Secretary *Coventry* acquaints the Houſe, that His Majeſty had been attended with the ſeveral Addreſſes made by this Houſe on Saturday laſt, and His Majeſty has been pleaſed to Command this Anſwer to be returned.

That His Majeſty hath already given order to the Atturney-General to draw up a Proclamation for removing all Papiſts, or reputed Papiſts, ten miles from the Cities of London *and* Weſtminſter. *And hath given order, that a Liſt of all ſuch Licenſes as have been made, be brought in. And that he hath granted his Pardon for* Nicholas Stubb, *and* Elizabeth Oxley, *and ordered the ſame to be drawn up. And that His Majeſty will cauſe his Royal Proclamation*

tion to issue out by the next Council-day, requiring Gifford, Flower, alias Darby, Mulraine, *and* Roger Clyton, *to render themselves to Justice by a short day. And His Majesty having been likewise attended to know when this House should attend His Majesty with the Address for the speedy Executing of* Pickering *and other Popish Priests condemned by the Judges at the* Old-Bailey, *and in the several Circuits, was pleased to appoint this Afternoon at three of the clock in the Banqueting-House.*

A Bill to enable Trustees to sell the Lands of the Co-heirs of *Charles Dale* Esq; deceased, for payment of Debts, was read the second time.

Resolved, &c.

That the Bill be committed to

Mr. *Williams*,
Sir *Anthony Irby*,
Mr. *Knight*,
Sir *Samuel Bernardiston*,
Serjeant *Seyes*,
Sir *Rich. Cust*,
Mr. *Colt*,
Mr. *Stockdale*,
Sir *Tho. Exton*,
Sir *John Hewley*,
Mr. *Papillon*,
Colonel *Birch*,
Sir *Jo. Wynn*,
Sir *Jo. Cloberry*,
Sir *Edmund Jennings*,
Mr. *Palmes*,
Mr. Alderman *Love*,
Mr. *Pitt*,
Sir *George Strode*,
Sir *Tho. Mackworth*,
Mr. *Frewin*,
Lord *Fairfax*,
Sir *Will. Frankland*,
Mr. *Sherard*,
Sir *Jo. Coryton*,
Serjeant *Rigby*,
Mr. *Barrett*,
Mr. *Dubois*,
Sir *John Reresby*,
Mr. *Pilkington*,
Mr. *Purdet*,
Mr. *Rushworth*,
Mr. *Wogan*:

and they are to meet this Afternoon at Four of the clock in the Speakers Chamber, and are to make provision in the Bill, that the Trustees shall be answerable to the Co-heirs for the trust

truſt in them repoſed, and are impowred to ſend for Perſons, Papers, and Records.

Ordered,

That Sir *Rob. Reeve*, Mr. *Thiſtlewaite*, Sir *Nich. Pedley*, Mr. *Taylor*, Sir *John Holeman*, and Sir *Littleton Osbaldiſton*, have leave to go into the Country for fourteen days.

Ordered,

That Sir *Hugh Aukland* have leave to go into the Country.

Ordered,

That leave be given to bring in a Bill for erecting a Court of Conſcience for the Burrough of *Southwark*, & the out-Pariſhes within the weekly Bills of Mortality.

Sir *Francis Winnington* reports from the Committee of Secrecy, to whom it was referred to examine and peruſe the nature of the Plea of *Thomas* Earl of *Danby* to the Articles of Impeachment exhibited againſt him by this Houſe, and to report how Preſidents ſtand in relation to the Pardon, and in what manner and by what means the ſame was obtained.

That the Committee had agreed upon a Report t be made to the Houſe; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and is as followeth.

1. WE find no Preſident that ever any Pardon was granted to any perſon Impeached by the Commons of High-Treaſon, or other high Crimes depending on the Impeachment.

2. As to the manner of the paſſing the Earl of *Danbyes* Pardon, it hath been formerly reported to the Houſe, and the Committee refers themſelves to that report.

3. That by what means it was obtained, the time allowed the Committee hath been ſo ſhort, that we cannot as yet diſcover the adviſers or procurers thereof any farther, than what is mentioned in the ſaid report relating to the Lord Chancellor. *Re-*

Reſolved, &c.

That a Meſſage be ſent to the Lords to deſire their Lordſhips to demand of the Earl of *Danby*, whether he will relye upon and abide by the Plea of his Pardon.

And that Sir *Francis Winnington* do go up with the Meſſage to the Lords.

The Houſe then took into conſideration the ſtate of the Kingdom, and how the Navy may be made uſeful for the defence thereof; and informations being given into the Houſe of ſeveral Miſcarriages in His Majeſties Navy, and Captain *Roydon* being called in to the Bar of the Houſe, and having given in an Information touching his being turned out of his Command;

Ordered,

That a Committee be appointed to examine the matter of the complaint of Captain *Roydon*, as alſo all other the miſcarriages relating to His Majeſties Navy; and particularly the granting of Paſſes, and the inconveniences that have thereby ariſen to His Majeſties Subjects; and likewiſe the information that hath been given in touching the Ship called the *Hunter*, and to report the ſame to the Houſe: and it is referred to

Sir *Francis Winnington*,
Sir *John Trevor*,
Mr. *Harbord*,
Mr. *Bennett*,
Mr. *Onſlow*,
Sir *Sam. Bernardiſton*,
Sir *Jo. Hotham*,
Mr. *Papillon*,
Sir *Jo. Talbot*,
Mr. *Palms*,
Col. *Whitley*,
Mr. *Whitacre*,
Sir *Peter Terrell*,
Sir *John Hewley*,
Mr. *Mildmay*,
Sir *Tho. Meres*,
Mr. Alderman *Love*,
Mr. *Pilkington*,
Sir *Tho. Player*,
Sir *Hen. Capell*,
Sir *John Knight*,
Mr. *Sacheverell*,
Mr. *Wright*,
Sir *Robert Peyton*,
Sir *Robert Clayton*,
Sir *Gilbert Gerrard*,
Mr. *Stockdale*,
Sir *Robert Dillington*,
Sir *Henry Thompſon*,
Mr. *Browne*,

Sir

Sir *Eliab Harvey*, Mr. *Michael Harvey*,
Sir *Hugh Bethell*, and all the Members that ſerve for the City of *London*, and all the Members of this Houſe that are Merchants, or any five of them; and they are to meet at Four of the clock this Afternoon in the Speakers Chamber, and are to ſit *de die in diem*, and are impowred to ſend for Perſons, Papers, and Records.

Ordered,

That the Bag of Writings found in Mr. *Langhorns* Chamber, be delivered to Mr. *Trenchard*, in order to prepare an Abſtract of the ſame for the Committee of Secrecy.

Ordered,

That Sir *John Trevor* do report the Bill for paying off and diſmiſſing the Army, together with the Amendments made by the Committee of the whole Houſe, to morrow morning at nine of the clock.

Ordered,

That the Committee appointed to enquire into the late fires that have lately happened in and about the City of *London*, do ſit *de die in diem*.

Ordered,

That all Committees that are diſ-continued be revived, and do ſit this Afternoon in the places formerly appointed.

Ordered,

That the Anſwers of *William* Viſcount *Stafford*, *John* Lord *Bellaſis*, *Henry* Lord *Arundel* of *Wardour*, and *William* Earl of *Powys*, be returned to the Houſe of Lords; and that Sir *John Trevor* do carry up the ſame.

Ordered,

That Mr. *Pawlet St. John* have leave to go into the Countrey for a week.

And then the Houſe Adjourned till to morrow-morning eight of the clock.

Martis

Martis 29°. die Aprilis 1679.

Ordered,

THat the ſtanding Order of the Houſe, That no new Motion be made after Twelve of the Clock, be ſtrictly and conſtantly kept and obſerved.

Reſolved,

That this Houſe will Adjourn every day till Seven of the Clock next Morning.

Ordered,

That Sir *Roger Bradſhow*, Sir *Richard Edgcomb*, and Sir *John Clopton*, have leave to go into the Country.

Mr. *Speaker* Acquaints the Houſe, That His Majeſty was pleaſed Yeſterday at the Banquetting-Houſe, to return the Anſwer following to the Addreſs for Executing *Pickering*, and other Popiſh Prieſts condemned by the Judges at the *Old-Bayley*, and in the ſeveral Circuits, *viz.*

Gentlemen,

I Have alwayes been Tender in matters of Blood, which my Subjects have no reaſon to take exception at, But this is a matter of great weight, I ſhall therefore Conſider of it, and return you an Anſwer.

Sir *John Trevor* Reports, that in purſuance of the Order of the Houſe, he had delivered to the Lords, the ſeveral Anſwers of *William* Viſcount *Stafford*, *John* Lord *Bellaſſis*, *William* Earl of *Powis*,

and *Henry* Lord *Arundel* of *Warder*; and that the Lord Chancellor demanded of him, whether the Commons were ready to joyn Iſſue; whereupon, he told his Lordſhip, that he had nothing in that kind, in Command from this Houſe, but that the Committee of Secrecy would with all convenient ſpeed prepare their Evidence, to make good the ſeveral Charges, and Impeachments exhibited by this Houſe, againſt the Lords in the *Tower*.

Sir *John Trevor* Reports, that the Committee of the whole Houſe, had made ſeveral amendments, and added ſeveral clauſes to the Bill, for paying of, and diſmiſſing the Army, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were again read.

Several of the ſaid amendments being Read a ſecond time, were upon the Queſtion, ſeverally agreed to.

Reſolved, &c.

That the Conſideration of the reſt of the amendments, and Clauſes made, and added by the Committee of the whole Houſe, to the ſaid Bill, be adjourned till to morrow morning the firſt buſineſs.

And then the Houſe Adjourned till to morrow Morning ſeven of the Clock.

Mercij 30. *die Aprilis*, 1679.

Ordered,

THat a Committee be appointed, to bring in a Bill, for Reviving the Act of ſetlement, and to inſpect the Laws relating to the Poor, and to bring in a Bill or Bills, upon the Debate of the Houſe

Houſe, for the better Regulating the Poor, and incouraging of Induſtry, and for the Puniſhment of Rogues and Vagabonds: And it is referr'd to

Sir *Francis Ruſſel.*
Sir *James Long.*
Sir *Edward Harley.*
Sir *Trevor Williams.*
Sir *Thomas Clargis.*
Sir *Chriſt. Muſgrave.*
Sir *Nath. Herne.*
Mr. *Cooke.*
Alderman *Backwel.*
Mr. *Brown.*
Mr. *Ouſlow.*
Sir *John Knight.*
Mr. *Pitt.*
Mr. *Gold.*
Sir *Philip Egerton.*
Mr. *Kinnaſton.*
Mr. *Starkley.*
Mr. *Harbord.*
Mr. *Duboiſe.*
Sir *John Wynn.*
Mr. *Williams.*
Mr. *Foley.*
Serjeant *Seyes.*
Sir *Fran. Drake.*
Mr. *Barker.*
Sir *John Coriton.*
Mr. *Reynall.*
Sir *John Hewly.*
Mr. *Colt.*
Dr. *Jacobb.*
Mr. *Johnſon.*
Mr. *Courtnay.*
Mr. *Wright.*

Or any five of them, and they are to meet this afternoon, at three of the Clock in the Speakers Chamber.

Ordered,

THat all Protections, and written Certificats of of the Members of this Houſe, be declared void in Law, and be forthwith withdrawn, and and called in; and that none be granted for the future: and that if any ſhall be granted by any Member, ſuch Member ſhall be liable to the cenſure of this Houſe; and that the priviledg of Members for their menial Servants be obſerved according to Law; and that if any menial ſervant ſhall be ar-

reſted, and detained contrary to priviledge, he ſhall (upon complaint thereof made) be diſcharged by order from Mr. Speaker.

Ordered,

That this Order be Publiſhed, by ſetting up the ſame at the Lobby, *Weſtminſter-Hall* Gate, at the ſeveral Courts in *Weſtminſter-Hall*, at the Inns of *Court*, & Inns of *Chancery*, & at the Royal *Exchange*.

A Petition of *Robert Brent* Eſquire, now in Cuſtody of the Serjeant at Armes, attending this Houſe, was Read, ſetting forth his innocency touching the ſuſpition he lies under, concerning Mr. *Dugdale*, and praying to be diſcharged from his Confinement.

Ordered,

That the Conſideration of the ſaid Petition be referred to the Committee of Secrecy, appointed to prepare Evidence againſt the five Lords in the *Tower*, to Examine the matter thereof, and report their Opinions thereupon to the Houſe.

Ordered,

That a Bill be brought in for regulating the abuſes in the Silver manufactury, and it is recommended to the care of Sir *Charles Harbord*, to prepare and draw up the ſame.

Ordered,

That the matter of the miſcarriages touching the Elections for the Counties of *Norfolk*, and *Leiceſter*, be adjourned till monday next come Sennight.

The Houſe then did further proceed in the conſideration of the Bill for disbanding the Army, and the reſt of the amendments being Read a ſecond time, with ſome amendments made at the Table; were upon the Queſtion ſeverally agreed.

The Clauſe for redeeming the Captives in *Algiers* being

being Read a ſecond time, was upon the Queſtion Rejected.

The Clauſe for aſcertaining the Petition of Right, being read a ſecond time, was upon the Queſtion agreed to.

Reſolved, &c.

That the Bill with the Amendments and Clauſes agreed to, be Ingroſſed.

A meſſage from his Majeſty, by Sir *Edward Carteret*, Uſher of the *Black-Rod.*

Mr. *Speaker,*

The King Commands this Honourable Houſe, to Attend him immediatly in the Houſe of Peers.

And accordingly Mr. *Speaker* with the Houſe went up to attend his Majeſty; and the Houſe being returned, Mr. *Speaker* Reports the Effects of his Majeſties Speech as followeth.

My Lords and Gentlemen,

THe Seaſon of the Year advancing ſo faſt, I thought it Neceſſary, to put you in mind of Three Particulars:

1. Proſecution of the Plott,
2. Disbanding of the Army,
3. Providing a Fleet for our Common Security.

And to ſhew you, that whilſt you are doing your parts, My thoughts have not been Miſ-imployed, but that it is my conſtant care to do every thing that may Preſerve your Religion, and ſecure it for the Future in all Events.

I have Commanded my Lord Chancellor to mention ſeveral Particulars, which I hope will

be an Evidence, that in all things that concern the Publick Security, I ſhall not Follow your zeal, but Lead it.

My Lords, and you the Knights, Citizens, & Burgeſſes of the Houſe of Commons.

THat Royal Care which his Majeſty hath taken for the general quiet, and ſatisfaction of all his Subjects, is now more evident, by theſe new and freſh Inſtances of it which I have in Command to open to you.

His Majeſty hath Conſidered with himſelf, that tis not enough that your Religion and Liberty is ſecure during his own Reign, but he thinks he owes it to his People to do all that in Him lies, that theſe Bleſſings may be tranſmitted to your Poſterity, and ſo well ſecured to them, that no Succeſſion in After-ages may be able to work the leaſt Alteration.

And therefore His Majeſty, who hath often ſaid in His place, that He is ready to conſent to any Laws of this Kind, ſo that the ſame extend not to alter the Deſcent of the Crown in the Right-Line, nor to defeat the Succeſſion, hath now Commanded this to be further Explained.

And to the end it may never be in the power of any Papiſt, if the Crown deſcend upon him, to make any Change either in Church or State; I am Commanded to tell you, That his Majeſty is willing, that Proviſion may be made firſt, to diſtinguiſh a Papiſt, from a Proteſtant Succeſſor; then ſo to limit, and circumſcribe the Authority of a Popiſh Succeſſor in theſe caſes following, that he may be diſabled to do any harm:

Firſt, In reference to the Church, His Majeſty is content, that care be taken, that all Eccleſiaſtical and Spiritual Benefices and Promotions in Guifts of

the

the Crown, may be conferred in such a manner, that we may be sure the Incumbents shall alwayes be of the most Pious and Learned Protestants: And that no Popish Successor (while he continues so) may have any power to Controul such Presentments.

In reference to the State, and Civil part of the Government, as it is already provided, that no Papist can Sit in either House of Parliament; So the King is pleased, that it be provided too, That there may never want a Parliament when the King shall happen to Dye: But that the Parliament then in Being, may continue Indissolvable for a competent time; Or, if there be no Parliament in being, then the last Parliament, which was in being before that time, may Resemble, and Sit a competent time, without any New Summons, or Elections.

And as no Papist can by Law hold any place of Trust, so the King is content, that it may be further Provided, That no Lords, or other of the Privy Council, no Judges of the Common Law, or in Chancery, shall at any time during the Reign of any Popish Successor, be put in, or displaced, but by the Authority of Parliament.

And that care also be taken, that none but sincere Protestants may be Justices of the Peace.

In Reference to the Military part, the King is willing, That no Lord Lieutenant, or Deputy Lieutenant, nor no Officer in the Navy (during the Reign of any Popish Successor) be put out or removed, but either by Authority of Parliament, or of such persons as the Parliament shall intrust with such Authority.

'Tis hard to invent an other Restraint to be put upon a Popish Successor, considering how much the Revenue of the Successor will depend upon consent of Parliament, and how impossible it is to raise Money without such Consent. But yet, if any thing else can

occur to the Wiſdom of the Parliament, which may further ſecure Religion and Liberty againſt a Popiſh Succeſſor, without defeating the Right of Succeſſion it ſelf, His Majeſty will moſt readily Conſent to it.

Thus Watchful is the King for all your ſafety, and if he could think of any thing elſe, that you do either want, or wiſh to make you happy, he would make it his buſineſs to effect it for you.

God Almighty Long continue this Bleſſed Union, between the King, and his Parliament, and People.

Reſolved, &c.

That the Conſideration of his Majeſties Speech, and the Lord Chancellors Speech, be Adjourned till Monday Morning next.

Ordered, &c.

That a Committee be appointed to Examine, what part of the Money given for Disbanding the Army, is yet undiſpoſed of.

According to the Directions of the Act of Parliament and now remains in the Exchequer, and make Report thereof to the Houſe; and it is Referred to

Sir *Robert Howard.*
Sir *Thomas Clargis.*
Mr. *Dubois.*
Mr. *Harbord.*
Sir *John Hotham.*
Sir *John Cloberry.*
Lord *Ancram.*
Sir *Anthony Irby.*
Sir *Thomas Player.*
Sir *Trevor Williams.*
Mr. *Trenchard.*
Sir *Chriſt. Muſgrave.*
Mr. *Whorwood.*
Sir *Eliab Harvey.*
Sir *John Hewley.*
Sir. *Gilbert Gerrard.*
Sir *Thomas Lee.*
Sir *Richard Cuſt.*
Mr. *Colt.*
Collonel *Birch.*
Mr. *Williams.*
Mr. *Hamden.*
Sir *Samuel Bernardiſton.*
Collonel *Titus.*

Sir

Sir *Joseph Tredenham.*
Sir *Henry Thompson.*
Mr. *Slater.*
Mr. *Storkdale.*
Sir *Robert Dillington.*
Sir *William Coventry.*
Mr. *Vincent.*
Mr. *Seymour.*
Mr. *Thynn.*
Sir *Thomas Mompesson.*
Sir *Robert Clayton.*
Mr. *Whitehead.*
Sir *Hugh Bethell.*
Collonel *Whitley.*

And they are to meet this Afternoon, at Three of the Clock in the Speakers Chamber, and are impowred to send for Persons, Papers, and Records.

And then the House Adjourned till to Morrow Morning Seven of the Clock.

Jovis 10. *die Maij*, 1679.

Ordered,

THat the Committee of Elections and Priviledges, have Power to send for all such Persons, as shall appear to them to be concerned in the Miscarriages, and undue practises, touching the Election, and return of *John Tanner* Esq; to serve in this present Parliament for the *Burrough* of *Tregony* in the County of *Cornwall.*

Resolved, &c.

That the further consideration of securing, and preserving the King, and the *Protestant* Religion, against the attempts of the *Papists,* both in the Reign of his Majesty, and his Successors, be Adjourned till Monday next.

Ordered,

That the Committee appointed to enquire what part of the Money given, for Disbanding of the Army, is yet undispos'd of, in pursuance of

of the directions of the Act of Parliament, and now remaining in the *Exchequer*, be revived, and do Sit this Afternoon, at Three of the Clock in the Speakers Chamber: A Bill for Naturalizing *Iſaac Demous*, and others, was Read the Firſt time.

Reſolved, &c.

That the Bill be Read the ſecond time.

The Houſe being Informed of ſeveral rude, and undecent Expreſſions, uttered by one *Chriſtopher Williams*, in contempt of the Order and Proceedings of this Houſe.

Reſolved, &c.

That the ſaid *Chriſtopher Williams*, be ſent for in Cuſtody, of the Serjeant at Arms, Attending this Houſe, to Anſwer at the Bar of this Houſe, his Breach of Priviledge, in uttering ſeveral Rude and undecent Expreſſions, in contempt of the Orders and Proceedings of this Houſe.

Sir *Thomas Exton*, Reports from the Committee, to whom the Conſideration of the Petition of Doctor *John Nelſon* was Referred.

That the Committee had met ſeveral times, and had Examined the matter Referred to them, and was of Opinion; That the ſaid Doctor, be diſcharged from his Confinement, and be put out of the Commiſſion of the Peace.

Ordered,

That Doctor *John Nelſon*, be brought to the Bar of this Houſe, to Morrow Morning at Eleaven of the Clock, and that he be then diſcharged from the Cuſtody of the Serjeant at Armes, paying his Fees.

A Bill for the better Prevention of Illegal exaction of Money from the Subject, was Read the ſecond time.

Reſol-

Resolved, &c.

That the Bill be Committed to

Sir *Thomas Clargis.*
Sir *John Hewley.*
Mr. *Colt.*
Sir *Thomas Stringer.*
Sir *Thomas Lee.*
Mr. *Hamden.*
Mr. *Kelland.*
Mr. *Beake.*
Sir *George Strode.*
Collonel *Titus.*
Sir *Vincent Corbett.*
Sir *Francis Drake.*
Collonel *Birch.*
Mr. *Bascawen.*
Serjeant *Rigby.*
Mr. *Sacheverell.*
Sir *Joseph Tredenham.*
Sir *John Cloberry.*
Sir *John Kempthorne.*
Sir *William Portman.*
Mr. *Papillon.*
Sir *Edw. Hungerford.*
Mr. *Reynal.*
Doctor *Jacobb.*
Sir *John Hotham.*
Sir *Hugh Cholmley.*
Sir *John Knight.*
Mr. *Wright.*
Lord *Russell.*
Mr. *Rushworth.*
Sir *Thomas Meres.*
Sir *Robert Peyton.*
Mr. *Seymour.*
Mr. *Treby.*
Sir *Thomas Littleton.*
Sir *Robert Dillington.*
Sir *Robert Carr.*
Sir *Francis Russell.*
Sir *Robert Markham.*
Mr. *Pitt.*
Sir *Walter Young.*
Sir *William Bastard.*
Mr. *Garraway.*
Sir *William Coventry.*
Mr. *Dubois.*
Sir *Robert Clayton.*
Sir *Christ. Musgrave.*
Mr. *Ayliffe.*
Serjeant *Seyes.*
Sir *John Wynn.*
Sir *Thomas Player.*
Sir *Charles Harbord.*
Sir *Gilbert Gerrard.*
Mr. *Whitehead.*
Sir *Ralph Ashton.*
Mr. *Alderman Love.*
Mr. *Trenchard.*
Mr. *Tredwney.*
Sir *John Mallet.*
Mr. *Austin.*
Sir *Eliab Harvey.*

And all the Members of this House, that are of the Long Robe, and all that come, are to have Voices; and they are to meet to Morrow at Three

of

of the Clock in the Afternoon, in the Speaker's Chamber, and are impowred to ſend for Perſons, Papers, and Records.

Ordered,

That Mr. *Trelawney* and Mr. *Ouſlow*, have Leave to go into the Country.

Ordered,

That Sir *Vere Vane* have leave to go into the Country for a Week.

Ordered,

That Mr. *Churchill* have leave to go into the Country for this whole Seſſion, in order to the Recovery of his Health.

Ordered,

That Sir *Robert Cann*, and Sir *Gervas Elwes* have leave to go into the Country for a Week.

Ordered,

That Sir *Richard Ingoldsby*, have leave to go into the Country for a Fortnight.

Ordered,

That Mr. *Cooke*, have leave to go into the Country for a Moneth.

Reſolved, &c.

That an humble Addreſs be made to his Majeſty, by ſuch Members of this Houſe, as are of his Majeſties Privy Counſel, to deſire his Majeſty to Command the Lord *Chancellor*, to put Doctor *John Nelſon* out of the Commiſſion of the Peace.

Ordered,

That a Bill be brought in, for the greater eaſe of Adminiſtring the Oaths required to be taken by the Act for Burying in Woollen.

Ordered,

That a Committee be Appointed to Inſpect the Journalls, and ſearch Preſidents, for puniſhing Sheriffs, Mayors, Bayliffs, and other Officers, for making

aking false Returns of Members to serve in Par-ment. And it is referred to

Sir *Henry Capell.*	Mr. *Whitehead.*
Sir *William Poultney.*	Mr. *Foley.*
Sir *Thomas Player.*	Mr. *Philip Foley.*
Mr. *Williams.*	Sir *Trevor Williams.*
Collonel *Birch.*	Mr. *Vaughan.*
Sir *Joseph Tredenham.*	Serjeant *Rigby.*
Sir *John Hotham.*	Mr. *Duboise.*
Lord *Cavendish.*	Mr. *Colt.*
Mr. *Ouslow.*	Sir *Thomas Clargis.*
Sir *Robert Carr.*	Sir *John Trevor.*
Sir *Francis Drake.*	Sir *Robert Peyton.*
Sir *Ralph Ashton.*	Sir *Robert Dillington.*
Mr. *Harbord.*	Sir *Thomas Littleton.*
Sir *James Long.*	Mr. *Gerrard Russel.*
Sir *William Thomas.*	Mr. *Ash.*
Sir *William Coventry.*	Sir *William Bastard.*

And they are to meet this Afternoon at Three of the Clock in the Speakers Chamber, and are to Report the same, with their Opinions there-upon to the House.

Ordered,

That the Committee Appointed, to bring in a Bill for Regulating the Elections of Members, to serve in Parliament, be Revived; and do Sit this Afternoon at Three of the Clock in the Place formerly Appointed: And that Mr. *Williams,* and all the Members of this House that are of the Long Robe, be added to the said Committee: And that the Committee do examine the matter particularly, and Report their Opinions to the House, touching the Reversing of the Judgement in the Case of Sir *Samuel Bernardiston*; and by whose Procurement and Solicitation, and by what wayes and means the same was Reversed; together with the Name

Names of the Particular Judges, that were concerned for and againſt the Reverſing of the ſaid Judgment; and it is particularly recommended to the care of Sir *Robert Carr*, Serjeant *Maynard*, and Mr. *Williams*.

Ordered,

That leave be given to bring in a Bill, that when any Member of this Houſe is Preferred to any Office, or Place of Profit, a New Writ ſhall immediately Iſſue out, for Electing of a Member to ſerve in his ſtead; and that it be Recommended to the Care of Mr. *Hamden*, to prepare and draw up ſuch a Bill, and Preſent the ſame to the Houſe to Morrow Morning.

Ordered,

That all Committees that are diſcontinued, be revived; and do Sit this Afternoon in the Places formerly Appointed.

Ordered,

That Mr. *Speke* have leave to go into the Country.

And then the Houſe Adjourned till to Morrow Morning Seven of the Clock.

Veneris 2°. *die Maij* 1679.

Ordered,

THat the Ingroſſed Bill ſent down from the Lords, Intituled, *An Act to enable the Truſtees of the Mannors and Lands late of* Charles *Lord* Mohun *therein named, to fell and ſell Timber; and to make Leaſes for payment of his and his Fathers Debts, and to raiſe a Portion for his Daughter*, be Read

to

to Morrow Morning the first Business.

Ordered,

That the Committee appointed to enquire into the matter of Reversing the Judgment in the case of Sir *Samuel Bernardiston*, do sit *de die in diem*, till they are ready to Report the same, and be Empowred to send for Persons, Papers, and Records.

Ordered,

That Leave be given to bring in a Bill, That where the greater Number of Creditors of any Bankrupts are willing to come to a Composition, It shall not lye in the power of the Lesser Number of the Creditors to defeat such Composition: And it is recommended to the care of Mr. *Papillon*, to prepare and bring in such a Bill.

Ordered,

That a Committee be appointed to enquire into the Abuses and Causes of the Decay of Woollen Manufacture; and to consider how the same may be Empowred, and the abuses Rectified: And to bring in a Bill or Bills upon the Debate of the House for that purpose; And to consider of Repealing Laws now in being, that are prejudicial to the said Manufacture, and report their Opinions therein to the House, and to inspect the Bill depending last Parliament for Encouraging the wearing Woollen Manufacture, and report their Opinions likewise therein to the House: And it is referred to

Mr. *Papillon.*
Sir *Trevor Williams.*
Mr. *Treby.*
Mr. *Gold.*
Mr. *Parker.*
Sir *John Cloberry.*
Mr. *Garraway.*
Mr. *St. John.*
Sir *Francis Drake.*
Sir *Robert Clayton.*
Mr. *Dubois.*
Mr. *Whitehead.*

Sir

Sir *Anth. Irby.*
Sir *William Eſtcourt.*
Mr. *Lewis.*
Doctor *Jacob.*
Sir *Ralph Aſhton.*
Sir *Robert Markham.*
Mr. *Henry Bulkley.*
Sir *Henry Capel.*
Mr. *Richard Bulkley.*
Sir *Joſeph Tredenham.*
Mr. *Elves.*
Lord *Ancram.*
Sir *Henry Ford.*
Mr. *Whitacre.*
Sir *Francis Ruſſel.*
Mr. Buſcawen.
Sir *John Coriton.*
Sir *John Wynn.*
Sir *Gilbert Gerrard.*
Sir *Robert Peyton.*
Mr. Powle.
Mr. Grenvil.
Sir *William Hickman.*
Mr. Ouſlow.
Sir *James Ruſhout.*
Sir *Robert Dillington.*
Sir *William Franklin.*
Mr. Dalmahoy.
Sir *William Moor.*
Sir *Henry Goodrick.*
Sir *John Kersby.*
Sir *Richard How.*
Mr. Ayliffe.
Collonel *Birch.*
Mr. Williams.
Serjeant *Seyes.*
Mr. Freke.
Sir *John Mallet.*
Sir *Robert Carr.*
Sir *John Darrel.*
Mr. Thomas Bulkley.
Sir *John Solisbury.*
Sir *Hugh Owen.*
Sir *Thomas Lee.*
Sir *George Downing.*
Sir *Gervas Elwes.*
Mr. Wogan.
Sir Phillip Egerton.
Lord *Morpeth.*
Sir William Roberts.
Sir John Talbot.
Sir James Long.
Mr. Greſham.
Sir William Poultney.
Sir Humphrey Forſter.
Sir Fran. Winnington.
Mr. Courtney.
Sir Richard Corbet.

And all the *Merchants* that are *Members* of this Houſe, and all that come, are to have Voices; and they are to meet to morrow at Three of the Clock in the Afternoon, in the *Speakers* Chamber; and are Impowred to ſend for Perſons, Papers, and Records.

Ordered,

Ordered,

That *Mr. Norborn* having departed the ſervice of the Houſe without Leave, be ſent for in Cuſtody of the *Serjeant* at Armes attending this Houſe; and that he ſhall not be admitted to take his place in the Houſe, till he hath paid the *Serjeant* his Fees and Charges.

Ordered,

That the Houſe be called over this day Fortnight.

Sir Rich. Cuſt Reports from the Committee appointed to Enquire what part of the *Money* given for Disbanding the Army, is Undiſpoſed of in purſuance of the directions of the Act of Parliament, and now remain in the Exchequer.

That the Committee had met, and had Examined the matter to them Referred, and had agreed upon a Report, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read, and is as followeth.

1. The Committee, upon peruſal of the Act of Parliament made 30. *Car.* 2 *Regis*, Entituled, *An Act for granting a Supply to His Majeſty of* 619388. l. 11 s. 9. d. *for Disbanding the Army, and other Uſes therein mentioned*, do find the following Clauſes, *viz.* pag. 14. *in hæc verba. And it is hereby further Enacted by the Authority aforeſaid, That after Orders ſhall be Regiſtred for the Re-payments of the Loans on this Act, not exceeding* 150000. l. *with Intereſt as aforeſaid, and the Forces actually Disbanded, that other Orders of the Lord Treaſurer, to the Pay-maſter of the Land Forces for payment for Clothes and other Neceſſaries for the Forces to be Disbanded by this Act, ſhall be Regiſtred in Courſe, according to their reſpective Dates; and that all Orders for Repayment of Moneys Lent, ſhall be Regiſtred in courſe, according to the Date*

of the Tally respectively; and that all other Orders after the actual Disbanding of the Forces, shall be entred in course according to the respective dates, &c.

Page 15. *These Moneys not to be divertible to any other use, intent or purpose whatsoever.* In this paragraph there seems to be two distinct Appointments, or different Uses and Consignments of the *Moneys* before mentioned, *viz.* 150000 l. for the Actual Disbanding of the *Army*; and 50000, &c. for Payment of *Clothes, &c.* had for the Use of the Army.

Page 21. It follows in the said Act, *in hæc verba, Be it Enacted by the Authority aforesaid, that all Moneys herein before named, and mentioned, collected and paid by vertue of this Act (except the allowance therein made to respective Collectors, Clerks, Receivers-General, &c. and that shall be issued out of the Exchequer for the Repayment of Loans made in pursuance of this Act, upon the Credit of the said* 206462 l. 17 s. 3 d. *into the Exchequer, & Interest for the same, shall be applyed, & appropriated, and are hereby appropriated, for the speedy and compleat paying, and Disbanding the Forces, Officers, and Souldiers, Raised since the twenty ninth of* September, 1677. *and to no other Intent, Use, or purpose whatsoever. Farther* page *the* 27th. *Be it Enacted by the Authority aforesaid, That the said* Treasurer, *or* Paymaster *of the Land-Forces, shall in the first place pay off and discharge the Wages, and pay to the Officers and Souldiers at the respective time of their Disbanding; and shall within twenty days after the disbanding of any Regiment, Troop, or Company, or any number of Horse or Foot, returne into the Receipt of his Majesty's Exchequer, a Certificate fairly written in Parchment, of the money he paid, and the number of men, together with the days of their Muster, whereby a due account*

may

may appear thereof; and out of the residue of the money, he shall pay and discharge what appears due for Cloathes, and other necessaries and charges, relating to the said Forces, &c.

These Paragraphs, seem to appropriate the whole intire sum to the Disbanding of the Army first, yet with a regard to the payment for Cloaths, and necessaries for the Army also.

Thus far the Act.

The Committee then desired the Paymaster of the Land-Forces (Mr. *Kingdom*) to inform them what sums of money he had paid in pursuance of the said Act, and by what Orders for the Disbanding of the Army, and what was Rgistred in the Exchequer upon that account, that so they might be fully informed what was undispos'd of, and remaining in the Exchequer of all the moneys given by the said Act.

The said Paymaster informed the Committee, that he had disburs'd the whole 200000 *l.* raised upon the Act, in paying off, and Disbanding the Forces, and produced the Coppies of two Orders, the one bearing Date the 23*th.* of *July* 1678, for 110000 l. signed

Danby,
J. Ernle.

Examined, *Howard.*

This Order he saith was Registred.

Another Order bearing Date the 21. day of *August* 1678. for Ninety Thousand Pounds, signed

Danby,
J. Ernle.

Examined, *Howard.*

This Order he saith was not Registred.

The Committee alſo heard what an Honourable Perſon, a member of this Houſe, Sir *Robert Howard*, could inform them in this matter, who averred, That he was indeed privy unto, and had entred and regiſtred the former Order for 110000 l. which was allowed to be Diſburſed for the payment of the Army according to the Act; and believes, that in purſuance of the ſaid Act 40000 l. more might be paid by the ſaid Pay-maſter, towards the Diſbanding of the Forces; But affirms, that Forty, or Five and Forty Thouſand Pound more is yet undiſpoſed of, and muſt or ought to remain in the Exchequer, or will be there in few dayes; for that he never had, nor would, enter and regiſter any more Orders for other *Moneys*, till the Army was compleatly and actually Diſbanded, for that it could not be Juſtified by the Act.

This is the utmoſt Truth, as to the matter of Fact, the Committee could find out in ſo ſhort a time; and indeed, whether any of the *Moneys* before-mentioned, be regularly paid for Diſbanding of the Land-Forces, as the Act limits, appropriates and directs (the Army being ſtill kept on) the Committee humbly ſubmits to the Opinion of this Houſe.

Doctor *John Nelſon* being called in to the Bar, according to the Order of the Houſe, and there kneeling, and having received a Reproof from *Mr. Speaker*, was diſcharged from the Cuſtody of the Serjeant at Armes, paying his Fees.

Ordered,

That the Report touching the Election for the County of *Warwick*, be made to morrow morning at Ten of the Clock.

A Meſſage from the Lords, by the Lord Chief Juſtice *North*, and Sir *Robert Atkins*.

Mr.

Mr. Speaker,

The Lords have Agreed to the Bill, Entituled, *An Act for the better Securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas, with some Amendments:* To which they desire the Concurrence of this House.

A Bill for paying off, and disbanding the Army, was read the third time; and some Amendments being made at the Table.

Resolved, &c.

That the Bill do pass, and that the Title be, *An Act for granting a Supply of Two hundred, and six thousand, four hundred, sixty two Pounds, seventeen Shillings, and three Pence; for paying off, and disbanding the Forces, raised since the Nine and Twentyeth of* September, *One thousand, six hundred, seventy seven.*

Ordered,

That Sir *John Trevor* do carry up the Bill to the Lords, for their Concurrence.

Ordered.

That Sir *John Kempthorne* have Leave to go into the Country for Ten days, from *Monday* next.

And then the House Adjourned till to Morrow Morning, seven of the Clock.

Sabbi 3°. die Maij, 1679.

THe House took into Consideration, the Amendments made by the Lords, to the Bill, Entituled, *An Act for the better securing the Liberty of the Subject, and for the prevention of Imprisonments beyond the Seas.*

The firſt, ſecond, third, and fourth Amendments, being read a ſecond time, were upon the Queſtion ſeverally agreed.

The fifth Amendment being read a ſecond time, was with the Addition of theſe words, (*By any ſuch perſon or perſons, or any on his, her, or their, behalf*) after the words (*In writing*) upon the Queſtion agreed.

The ſixth and ſeventh Amendments being read a ſecond time, were upon the Queſtion ſeverally agreed.

The eighth and nineth Amendments being read a ſecond time, the Queſtion being put to agree with the Lords in thoſe Amendments:

It paſſed in the Negative

The tenth Amendment being read a ſecond time, and the Queſtion agreed.

The eleventh and twelfth Amendments being read a ſecond time, and the Queſtion being put to agree with the Lords in thoſe Amendments:

It paſſed in the Negative.

The reſt of the Amendments to the four and twentyeth Line, in the nineth Preſs, being read a ſecond time, were upon the Queſtion ſeverally agreed.

The Amendments in the four and twentyeth Line, in the nineth Preſs, being read a ſecond time, and the Queſtion being put to agree with the Lords in that Amendment:

It paſſed in the Negative.

The reſt of the Amendments to the twentyeth Line, in the tenth Preſs, were upon the Queſtion ſeverally agreed:

The Amendments in the twentyeth, and one and twentyeth Lines, in the tenth Preſs, being read a ſecond time, and the Queſtion being put to agree with the Lords in thoſe Amendments.

It paſſed in the Negative.

The

The Amendments in the five and thirtyeth, and six and thirtyeth Lines, in the tenth Press, being read a second time, were upon the Question severally agreed.

The Clauses sent down from the Lords to be added to the Bill, being read a second time.

Ordered,

That the Clauses sent down from the Lords to be added to the Bill, *For the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas,* be referred to a Committee, to consider of the same; and report their Opinions therein to the House, the first business in the Afternoon. And it is referred to

Sir *Francis Winnington.*	Mr. *Hamden.*
Serjeant *Maynard.*	Sir *Thomas Clargis.*
Sir *John Trevor.*	Serjeant *Ellis.*
Sir *Thomas Lee.*	Mr. *Powle.*
Mr. *Vaughan.*	Master of the *Rolls.*
Mr. *Parthridge.*	Sir *William Poultney.*

And all the Gentlemen of the Long-Robe, or any Three of them.

Resolved, &c.

That this House will sit this Afternoon.

Ordered,

That Sir *Thomas Player* may go up to the Lords, and acquaint them, That this House doth intend to sit this Afternoon; and to desire their Lordships to do the like.

Sir *Thomas Player* reports, That the Lords have agreed to sit this Afternoon.

Ordered,

That Mr. *Leveson Gower* have Leave to go into the Country.

A Message from the Lords by Sir *William Beversham,* and Sir *Edward Low.*

Mr. *Speaker*,

The Lords have ſent you a Bill, Entituled, *An Act for freeing the City of* London, *and Parts adjacent, from* Popiſh *Inhabitants; and providing againſt other Dangers, which may ariſe from* Papiſts: To which they deſire the Concurrence of this Houſe.

Sir *John Trevor* reports from the Committee appointed to prepare, and draw up a Bill, for prohibiting the Importation of Cattle from *Ireland*, and other Parts beyond the Seas, and Fiſh taken by Forreigners; *That the Committee had met, and had prepared ſuch a Bill*; which he delivered in at the Clerks Table.

Ordered,

That the Bill be read on *Tueſday*-Morning next, the firſt buſineſs.

And then the Houſe Adjourned till Three of the Clock in the Afternoon.

Poſt Meridiem.

A Meſſage from the Lords, by Mr. Juſtice *Atkins*, and Mr. Juſtice *Jones*.

Mr. *Speaker*,

The Lords have commanded us, to acquaint you, That according to the Deſire of this Houſe, their Lordſhips have demanded of the Earl of *Danby*, whether he would rely upon, and abide by, the Plea of his Pardon. And the Earl of *Danby*, being this Day brought to the Barr of the Houſe of Lords, made the Anſwer following, by Words of Mouth only.

The Plea, which I have put in, was put in by the Advice of my Councel; and my Councel tells me, That my

my Pardon is a good Pardon in Law; and advised me, to insist upon my Plea put in, which now I do. And I desire, that my Councel may be heard to make out the Validity of my Pardon.

A Debate arising in the House thereupon.

Resolved, &c.

That the Consideration of the said Debate be Adjourned till *Monday*-Morning next, the first business.

Sir *William Poultney* reports from the Committee appointed to consider of the Clauses sent down from the Lords, to be added to the Bill, *For the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas:* That the Committee had met, and had considered of the Matter referred unto them; and were of opinion, that the Clauses do stand as part of the Bill.

The said Clauses being read, were with the Addition of these Words, (*Provided nevertheless, that after the Assizes are ended, any person or persons detained, may have his or her* Habeas Corpus, *according to the Direction and Intention of this Act*) after the word (*Appertain*) at the end of the first Clause.

Ordered,

That the Members to whom the Consideration of the said Clauses was referred, do with-draw, and consider of Reasons to be delivered at a conference to be had with the Lords, Why this House have disagreed with their Lordships in several of their Amendments to the Bill, Entituled, *An Act for the better securing the Liberty of the Subject, and for prevention of Imprisonments beyond the Seas.*

Ordered,

That a Message be sent to the Lords, to desire a Conference with their Lordships upon their Amendments

mendments made to the Bill, Entituled, *An Act for the better ſecuring the Liberty of the Subject, and for prevention of Impriſonments beyond the Seas.* And that Sir *Robert Markham* do go up with the ſaid Meſſage.

Ordered,

That the Report touching the Election for the County of *Warwick*, be made on *Wedneſday* morning next, at Ten of the Clock.

Sir *Thomas Meres* reports from the Members appointed to draw up Reaſons, to be delivered at a Conference to be had with the Lords, why this Houſe diſagreed with their Lordſhips, in ſeveral of their Lordſhips Amendments to the Bill, Entituled, *An Act for the better ſecuring the Liberty of the Subject, and for prevention of Impriſonments beyond the Seas.*

That they had prepared Reaſons, which he read in his place, & afterward delivered the ſame in at the Clerks Table; where the ſame were again Read; and upon the Queſtion ſeverally agreed; and are as followeth.

3o Preſs 9o. Line; *Theſe Words are but an Explanation, that any perſon or perſons, or any in their behalf, may make the ſaid Requeſt agreeable to the fore-going Words of the Bill.*

4o Preſs 3o. Line; *The leaving out theſe Words, takes not away the Juriſdiction of other Courts; but the retaining of them, may give Countenance to them through a Miſtake; and there can be no failer of Juſtice, by the Omiſſion of them.*

4o. Preſs 11o. Line; *The admitting of this Amendment, may ſupport other kind of Commitments, than what are allowed by this Bill.*

5o. Preſs 33o. Line; *This Amendment depends upon the Reaſons given in the ſecond Amendment, diſagreed to by the Commons.*

5o. Preſs

5°. Press 35°. Line; *The Commons think, That these are Words of too much Restriction.*

9°. Press 24. Line; *The Commons conceive the Offences named in the Bill are so heinous, that they cannot agree to diminish the Penalties.*

10°. Press 20°. and 21°. Lines; *Against a bare Accusation or Indictment, no Man can be safe, being against the unusual Proceedings of the Law.*

10°. Press 36. Line; *This Addition gives only more clearly to the Party grieved, the Remedy intended by the Bill.*

Sir *Robert Markham* reports, That the Lords have agreed to meet this House at a present Conference, in the Painted-Chamber.

Ordered,

That the Members that prepared the Reasons, do attend and manage the Conference.

Sir *Thomas Meres* reports, that the Members appointed, had attended and managed the Conference; and left the Bill-Amendments and Clauses, with the Lords: and delivered the Reasons, why this House had disagreed with their Lordships, in several of their Amendments.

Ordered,

That all Committees which are discontinued, be Revived; and do sit on *Monday* next, at Three of the Clock in the Afternoon, in the places formerly appointed.

And then the House Adjourned till Monday *Morning, Seven of the Clock.*

Lunæ

Lunæ 5°. die Maij, 1679.

A Petition of *Peter Middledorp*, *Hermon Stubbs*, *David Folly*, *Declefe Folly*, and *Wickman Laſtrop*, on behalf of themſelves, and ſeveral others, *Hamburghers*, *Dantzikers*, *Polanders*, and *Lunenburghers*, Owners of a *Cargo* of Goods, Laden on Board the Ship called, *The Proſperous of* London; whereof *John Read* was Maſter, was read.

Ordered,

That the Conſideration of the ſaid Petition, be referred to a Committee, to Examine the matter of Fact, ſet forth in the ſaid Petition; and report the ſame, with their Opinions therein, to the Houſe: And that they make no Report, till after Ten of the Clock. And it is referred to

Mr. Alderman Love.
Sir Patience Ward.
Sir Robert Carr.
Sir Sam. Bernardiſton.
Sir John Holmes.
Mr. Pilkington.
Mr. Williams.
Sir John Howley.
Sir Nath. Herne.
Collonel *Birch.*
Sir Richad Corbett.
Sir John Knight.
Mr. Wright.
Mr. Papillon.
Sir John Hotham.
Sir Robert Dillington.
Doctor *Jacob.*
Sir Hugh Bethel.
Sir John Tredenham.
Mr. Harbord.
Sir Edmond Jennings.
Sir Thomas Lee.
Mr. Whorwood.
Sir Charles Gawdy.
Sir Hugh Cholmley.
Sir Robert Clayton.
Sir Robert Peyton.
Captain *Deeds.*
Serjeant *Rigby.*
Mr. Powle.
Sir John Coryton.
Mr. Vaughan.
Mr. William Coryton.
Mr. Gold.

And

And all that come, are to have Voices; and they are to meet this Afternoon, at Three of the Clock in the Speakers Chamber; and are impowred, to send for Persons, Papers, and Records.

Sir Thomas Lee Reports from the Committee of Secresie, to whom the Consideration of Mr. *Brents* Petition, was referred; That the Committee had considered of the Matter of the said Petition; and were of Opinion, that there was no cause, further to continue Mr. *Brent* in custody; but that he may have liberty to go to his House in *Glocester*, giving his own Security to Appear upon Summons.

Resolved, &c.

That the House doth agree with the Committee, That there is no cause, further to continue *Mr. Brent* in custody; but that he may have liberty to go to his House in *Glocester-shire*, and be discharged from the custody of the *Serjeant at Arms*, paying his Fees, and giving his own security, to appear upon *Summons*.

Ordered,

That the Committee to whom the Bill, *For Securing the King, and Kingdome, against the Growth and Danger of Popery*, be revived; and do Sit this Afternoon, at Three of the Clock in the place formerly appointed; and do Sit, *de die in diem*, until the Bill be reported. And the care thereof, is particularly committed to *Sir William Poultney*.

A Bill, *For the better Attendance of Members Elected, to serve in Parliament*, was read the first time.

Resolved, &c,

That the Bill be read a second time, on *Wednesday Morning* next, the first busines.

The House then resumed the adjourned debate, touching the Earl of *Danby*. *Resolved*

Reſolved, Nemine Contradicente,

That it is the Opinion of this Houſe, That the Pardon pleaded by the Earl of *Danby*, is illegal and void, and ought not to be allowed in Barr of the Impeachment of the Commons of *England.*

Reſolved, Nemine Contradicente.

That the Houſe will go to the Lords Barr, and demand their Impeachment againſt the Earl of *Danby*; for that the Pardon by him Pleaded, is illegal and invalid, and ought not to Barr or preclude the Commons from having Juſtice upon their Impeachment.

Reſolved, &c.

That a Committee be appointed to prepare, and draw up Reaſons upon the debate of the Houſe, Why this Houſe is of Opinion, That the Pardon pleaded by the Earl of *Danby*, is illegal and void, and ought not to be allowed in Barr of the Impeachment of the Commons of *England.* And it is referred to

Sir Thomas Littleton.	*Mr. Williams.*
Sir Fran. Winnington.	*Mr. Seymour.*
Sir Robert Carr.	*Mr. Vaughan.*
Maſter of the *Rolls.*	Serjeant *Ellis.*
Mr. Powle.	Serjeant *Maynard.*
Mr. Sacheveril.	*Mr. Hamden.*
Sir Thomas Lee.	*Sir Thomas Meres.*
Sir William Coventry.	

Or any three of them.

The Lord *Ruſſel* acquaints the Houſe, *That His Majeſty commanded him, to let the Houſe know, that His Majeſty is willing to comply with the Requeſt made to him by the Houſe, concerning* Pickering; *and that the Law ſhall paſs upon him accordingly. As to the Condemned Prieſts, the Houſe of Peers have ſent for them in order (as his Majeſty Conceives) to*

ſome

ſome Examinations; and further to acquaint you, that he repeateth his Inſtances to you, to think of putting the Fleet in ſuch a Poſture as may quiet Mens fears, and at leaſt ſecure us from any ſudden Attempt; which His Majeſty doubts not, but you will do: And though the ſtreights and difficulties he lyeth under, are very great, he doth not intend during this Seſſions, to preſs for any other ſupply; being willing rather to ſuffer the burdens that are upon him, ſome time Longer, than to interrupt you, whilſt you are imployed about the Diſcovery of the Plot, the Trial of the Lords, and the Bill for ſecuring our Religion.

Ordered;

That the Members appointed to draw up Reaſons, why this Houſe is of Opinion, that the Pardon pleaded by the Earl of *Danby*, is illegal and void, do with-draw, and conſider of, and prepare a form of words, to be delivered at the Barr of the Houſe of Lords, touching the illegallity and invalidity of the Pardon pleaded by the Earl of *Danby*; and the Judgment to be demanded by this Houſe of their Lordſhips thereupon, againſt the ſaid Earl. Mr. *Hamden* Reports, That the Members appointed, had Conſidered of the matter to them referred; and had agreed upon a form of words, to be delivered at the Barr of the Houſe of Lords, which he read in his place; and afterwards delivered the ſame in, at the Clerks Table, where the ſame was again read, and is as followeth, (*viz.*)

My Lords,

The Knights, Citizens, and Burgeſſes, in Parliament Aſſembled, are come up to demand Judgment in their own Names, and the Names of all the Commons of England, *againſt* Thomas *Earl of* Danby, *who ſtands*

Impeacht

Impeacht by them, before your Lordſhips, of High-Treaſon, and divers high Crimes and Miſdemeaners; to which he has pleaded a Pardon; which Pardon, the Commons conceive to be illegal and void: And therefore, they do demand Judgment of your Lordſhips accordingly.

Ordered,

That Mr. *Burlace* have Leave to go into the Country.

Ordered,

That the Conſideration of his Majeſty, and the Lord *Chancellors* Speech, made on *Wedneſday*, to both Houſes of Parliament, be Adjourned till *Wedneſday* morning next. And that the Committee of Secreſy, do then preſent to the Houſe, a Narrative of ſuch matters, as are Contained in the Papers in their Cuſtody, relating to the Duke of *York*, concerning the preſent Plot.

Ordered,

That Mr. *Thynn* do go up to the Lords, to deſire their Lordſhips, to Sit for ſome time.

Mr. *Thynn* Reports, That the Lords have agreed to Sit for ſome convenient time.

Mr. *Speaker*, with the Houſe, then went up to the Barr of the Houſe of Lords, to demand Judgment againſt the Earl of *Danby*, upon the Illegality and Invalidity of the Plea of his Pardon; and Mr. *Speaker*, with the Houſe, being returned.

And then the Houſe Adjourned till to morrow morning Seven of the Clock.

Martis

Martis 6°. die Maij, 1679.

SIr *John Hewley* Reports from the Committee, to whom the Bill, for enabling Truſtees to Sell the Lands of the Co-heirs of *Charles Dale* Eſquire, was Committed; That the Committee had met, and had gone Through the Bill, and had made ſeveral Amendments; which he read in his place, and afterwards delivered the ſame in, at the Clerks Table, where the ſame was twice read; and upon the Queſtion ſeverally agreed.

Ordered,

That the Bill with the Amendments agreed, be ingroſſed.

The Houſe being imformed, That *John Willſon*, and *Roger Beckwith*, Eſquires, Juſtices of the Peace for the County of *York*, have ſpoken contemptuous words againſt the Parliament; In ſaying, *That this Parliament is no Parliament, and they would Juſtifie it.*

Ordered,

That the ſaid *John Wilſon*, and *Roger Beckwith*, be ſent for in Cuſtody of the *Serjeant at Arms*, attending this Houſe, to Anſwer at the Barr of this Houſe, their ſpeaking Contemptuous words againſt the Parliament; in ſaying, *That this Parliament is no Parliament, and they would Juſtifie it.*

Ordered,

That Sir *Henry Goring*, having Departed the Service of the Houſe, without Leave, be ſent for into Cuſtody of the *Serjeant of Armes*, Attending this Houſe, and that he ſhall not be Admitted to take his Place in the Houſe, until he hath paid the

Serjeant his Fees, and Charges.

A Bill, *For Prohibiting the Importation of* Iriſh *Cattle from* Ireland, *and other Parts beyond the Seas, and Fiſh taken by Forreigners,* was read the firſt time.

The Queſtion being put, that the Bill be read a ſecond time.

The Houſe Divided.

The Yeas went fourth.

Tellers. { Sir *Francis Ruſſel.* / Sir *Robert Peyton.* } For the Noes, 133.

Tellers. { Sir *Joſ. Tredenham.* / Mr. *Rich. Williams* } For the yeas, 184.

And ſo it was reſolved in the affirmative.

Reſolved, &c.

That the Bill for prohibiting the Importation of Cattle from *Ireland*, and other parts beyond the Seas, and Fiſh taken by Forreigners, be read a ſecond time.

Ordered,

That Mr. *Butler* and Sir *Robert Parker* have leave to go into the Country for a week.

Mr. *Treby* acquaints the Houſe, that the Committee of Secrecy are ready to make the ſeveral Charges and Impeachments, Exhibited by this Houſe againſt the five Lords in the *Tower.*

A Meſſage from the Lords by Sir *Miles Cook*, and Sir *John Hoſkins.*

Mr. *Speaker.*

The Lords have paſſed this Bill, Entituled, *An Act for Granting a Supply to his Majeſty, of Two Hundred, and ſixty Thouſand four Hundred ſixty two Pounds, ſeventeen ſhillings and three pence, for Paying off, and Disbanding the Forces, raiſed ſince the Nine and Twentyeth of September* 1677, *with ſome Amendments:* to which they deſire the Concurrence of this Houſe.

Ordered,

Ordered,

That a Meſſage be ſent to the Lords, to acquaint them, that this Houſe is ready to make good the ſeveral Charges, and Impeachments Exhibited by this Houſe againſt *William* Earl of *Powis*, *William* Viſcount *Stafford*, *Henry* Lord *Arundel* of *Wardour*, *William* Lord *Petre*, and *John* Lord *Bellaſſis*.

Ordered,

That the Members of the Committee of Secrecy, that prepared the evidence againſt the five Lords in the *Tower*, be appointed to manage the evidence at the Tryals of the ſaid Lords; and that *Mr. Williams*, and Sir *George Strode*, be added to the Committee.

Reſolved, &c.

That an humble Addreſs, be made to his *Majeſty*, to deſire his *Majeſty* to remove the Duke of *Lauderdal*, from all Offices, Imployments, and Places of Truſt, and from his *Majeſties* Counſels in *England* and *Scotland*; and from his preſence for ever: And it is referred to

Mr. Sacheverel.	Sir *Gilbert Gerrard.*
Sir *Francis Winnington.*	*Mr. Hopkins.*
Mr. Pilkington.	Sir *Thomas Clargis.*
Sir *Richard Graham.*	Sir *Thomas Littleton.*
Coll. *Titus.*	Sir *John Hotham.*
Sir *Thomas Lee.*	Coll. *Birch.*
Sir *Thomas Meres.*	*Mr. Bennet.*
Mr. Hamden.	Sir *Charles Howard.*
Sir *John Trevor.*	*Mr. Boſcawen.*
Mr. Papillon.	Sir *Robert Peyton.*
Mr. Alderman *Love.*	*Mr. Dubois.*
Mr. Foley.	Sir *John Mallet.*

Or any Three of them, to prepare and draw up the ſame, and preſent it to the Houſe to *Morrow*

morning: And they are to inſpect the Laws of *Scotland*, and ſee how far they are prejudicial to *England*, in Relation to the Hoſtile Laws; and to Examine the reaſons of the Failure of the Commerce between the Two Kingdomes; and they are to meet this afternoon, at four of the Clock in the Speakers Chamber, and are impowred to ſend for Perſons, Papers, and Records.

Reſolved, &c.

That an Humble Addreſs be made to his *Majeſty*, by ſuch *Members* of this Houſe as are of his *Majeſties* Privy Council: Humbly to deſire his *Majeſty*, that ſuch Papers as relate to the former proceedings in Council concerning the *Hunter Sloop*, and the Ship *Catharine*, may either be delivered into the hands of the Committee, appointed by the Houſe, to inſpect into the matter, as alſo into the miſcarriages of his *Majeſties* Navy; or that *Sir Robert Southwell*, may cauſe Copies of the ſame to be forthwith Tranſmitted to the ſaid Committee.

Reſolved, &c.

That the Houſe will to *Morrow* morning take into conſideration, the *Amendments* made by the Lords, to the Bill for Paying off, and Disbanding the *Army*.

And then the Houſe Adjourned till to Morrow Morning, ſeven of the Clock.

Mercurij 7°. die Maij, 1679.

A Bill to enable *Joſeph Cragg* Eſquire, to Sell a certain Meſſuage in *Lincoln-Inn-Fields*, for the

the Payment of Legacies charged on the ſame, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That Mr. *Speaker* do iſſue forth his Warrant to the Clerk of the Crown, to make out a new Writ for Electing of a Member to ſerve in this preſent Parliament, for the *Burrough* of *Baſton*, in the County of *Lincoln*, in the Room of Mr. *Serjeant Ellis*, now made a Judge in his Majeſty's Court of *Common-Pleas* at *Weſtminſter*.

A Bill for the more eaſy Recovery of Debts againſt Bankrupts, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That Mr. *Evelin* have Leave to go into the Country for a few Dayes.

An ingroſſed Bill ſent down from the Lords, Entituled, *An Act for freeing of the City of* London, *and parts adjacent, from* Popiſh *Inhabitants*; *and providing againſt other Dangers, which may ariſe from* Papiſts, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered, That

Sir *Philip Skippon.*	Mr. *Mildmay.*
Mr. *Trefuſis.*	Mr. *Whitehead.*
Mr. *Foley.*	Mr. *Colt.*
Capt. *Deeds.*	Dr. *Jacob.*
Mr. *Reynal.*	Sir *John Darrel.*
Mr. *Harbord.*	Sir *Richard Cuſt.*
Mr. *Peake.*	Mr. *Philip Foley.*

And all the Members of this Houſe, that are of the Long Robe, be added to the Committee, to whom

the Bill *For ſecuring the King and Kingdom againſt the Growth and Danger of* Popery, is committed.

A Meſſage from the Lords by Mr. *Juſtice Atkins*, and Mr. *Juſtice Dolben*.

Mr. *Speaker*,

We are commanded by the Lords, to acquaint this Houſe with an Order yeſter-day made, concerning the Earl of *Danby*: Whereas the Earl of *Danby* hath adhered to his Plea of his Pardon, and prayeth to be heard by his Councel, to make good the Validity of his Pardon. And whereas the Commons have by their *Speaker* in proper Perſon, demanded Judgment againſt the ſaid Earl, as concerning his Pardon to be illegal and void: It is ordered by the Lords, Spiritual and Temporal, in Parliament aſſembled, That *Saturday* next is appointed for hearing of the Earl of *Danby* to make good his ſaid Plea. And we are further to acquaint you with a Reſolve alſo, Yeſterday paſſed: *Reſolved by the Lords, Spiritual and Temporal, in Parliament aſſembled, That the Five Lords in the* Tower, (*viz*.) William *Earl of* Powis, William *Viſcount* Stafford, William *Lord* Petre, Henry *Lord* Arundel *of* Wardour, *and* John *Lord* Bellaſis, *ſhall be brought to their Tryals* (*upon the Impeachment againſt them*) *this Day-ſennight*. And we are likewiſe commanded to let this Houſe know, That the Lords have appointed an Addreſs to be preſented to his Majeſty, for naming a *Lord High-Steward*; as well in the Caſe of the Earl of *Danby*, as the Trials of the other Five Lords, Priſoners in the *Tower*; and that the ſame ſhall be in *Weſtminſter-Hall*.

Ordered,

That the Lord *Morpeth* have leave to go into the Country for a Fortnight.

Ordered,

Ordered,

That Mr. *Henry Goring* be excuſed from his commitment to the Serjeant at Armes.

Ordered,

That Mr. *Barker* have Leave to go into the Country for a Week.

Ordered,

That a Committee be appointed to inſpect the Journals, and ſearch Preſidents touching the methods of proceedings in relation to the Meſſage this day ſent from the Houſe of Lords, and make Report to the Houſe to morrow morning: And it is referred to

Mr. *Sacheverel.*
Sir *Francis Winnington.*
Mr. *Powle.*
Mr. *Foley.*
Collonel *Birch.*
Sir *Thomas Lee.*
Sir *William Coventry.*
Mr. *Ruſhworth.*
Mr. *Vaughan.*
Sir *Robert Carr.*
Sir *Thomas Meres.*
Sir *Thomas Littleton.*
Sir *Eliab Harvey.*
Mr. *Hamden.*
Mr. *Garraway.*
And all the Members of this Houſe that that are of the Long Rope.

And they are to Meet this Afternoon in the place where the Committee of Secrecy, appointed to prepare Evidence againſt the *Earl* of *Danby*, Meets.

Reſolved, &c.

That this Houſe will ſit on *Sunday* next, to take into Conſideration that part of the *King*'s, and Lord *Chancellor*'s Speech, which relates to the beſt Ways and Means of preſerving the Life of his Sacred Majeſty, and of ſecuring the *Proteſtant* Religion, both in the Reign of his Majeſty, and his Succeſſors: And that the Committee of Secrefy do then preſent to the Houſe an Abſtract of ſuch Matter.

as concerns the Duke of *York*, contained in the Papers and Writings in their Cuſtody, relating to the preſent Plot.

Reſolved, &c.

That this Houſe will to Morrow, take into Conſideration the Amendments made by the Lords, to the Bill, *For paying off, and diſbanding the Army.*

And then the Houſe Adjourned till to Morrow Morning, ſeven of the Clock.

Jovis 8°. die Maij, 1679.

SIR *John Trevor* reports from the Committee appointed to draw up an Addreſs to be preſented to his Majeſty, to remove the Duke of *Lauderdale* from all Offices, Imployments, and Places of Truſt, and from his Majeſty's Councel in *England* and *Scotland*, and from his Preſence for ever; That the Committee had met, and had prepared ſuch an Addreſs, which he read in his place; and afterwards delivered the ſame in at the Clerk's Table, where the ſame was again read, and upon the Queſtion agreed; and is as followeth.

WE *Your Majeſties moſt Loyal and Dutiful Subjects, the Commons in this preſent Parliament aſſembled; Finding Your Majeſties Kingdoms involved in eminent Dangers, and great Difficulties, by the evil Deſignes, and pernitious Counſels of ſome, who have been, and are in high Places of Truſt and Authority, about Your Royal Perſon; who, contrary*

to

in the Duty of their Places, by their arbitrary and destructive Counsels, tending to the Subversions of the Rights, Liberties, and Properties of Your Subjects, and the Alteration of the Protestant Religion *Establish't, have endeavoured to alienate the Hearts of Your Loyal Subjects from Your Majesty, and Your Government. Amongst whom, we have just Reason to accuse* John, *Duke of* Lauderdale, *for a chief Promoter of such Counsels; and more particularly, for contriving and endeavouring to raise Jealousies and Misunderstandings between Your Majesties Kingdoms of* England *and* Scotland; *whereby Hostilities might have ensued, and may arise between both Nations, if not prevented. Wherefore WE, Your Majesties Loyal Subjects, could not but be sensibly affected with trouble, to find such a Person (notwithstanding the reiterated Addresses of the Last* Parliament) *continued in Your Counsels at this time, when the Affairs of Your Kingdom require none to be put into such Imployments, but such as are of known Abilities, Interest, and Esteem in the Nation; without all Suspition of either mistaking, or betraying the true Interest of the Kingdome; and consequently, of advising Your Majesty ill. WE do therefore most humbly beseech Your most Sacred Majesty, for the taking away the great Jealousies, Dissatisfactions, and Fears amongst Your good Subjects, That Your Majesty will graciously be pleased, to remove the Duke of* Lauderdale *from Your Majesties Councels, in Your Majesties Kingdoms of* England *and* Scotland, *and from all Offices, Imployments, and Places of Trust, and from Your Majesty's Presence for ever.*

Resolved, &c.

That this House will in a Body, attend His Majesty with the said Address.

Ordered,

Ordered,

That ſuch Members of this Houſe, as are of his Majeſties Privy-Council, do deſire to know of his Majeſty, when this Houſe may attend his Majeſty with the Addreſs this day agreed to.

The Houſe then took into Conſideration, the Amendments made by the Lords to the Bill, *For granting a Supply to his Majeſty, of Two hundred, and ſixty thouſand, four hundred, ſixty two Pounds, ſeventeen Shillings, and three Pence: for paying off, and diſbanding the Forces, raiſed ſince the Nine and Twentyeth of* September, 1677.

And the firſt, ſecond, third, fourth, and fifth Amendments, being twice read, were upon the Queſtion ſeverally agreed.

The ſixth and ſeventh Amendments, being for leaving out (John *Lord* Roos, *Son and Heir-apparent to the Earl of* Rutland) being read a ſecond time, and the Lord *Roos* having been called up to the Houſe of Peers, ſince the Bill was ſent up to the Houſe of Lords.

Reſolved, &c.

That this Houſe doth agree with the Lords in the ſaid Amendments.

The reſt of the Amendments, to the one hundred and ſecond Skin, and ſixth Line, being twice read; were upon the Queſtion ſeverally agreed.

The Amendment in the one hundred and ſecond Skin, and ſixth Line, being read a ſecond time:

And the Queſtion being put for agreeing with the Lords in that Amendment,

It paſſed in the Negative.

The reſt of the Amendments to the End of the Bill, being twice read, were upon the Queſtion ſeverally agreed.

The

The two Clauſes to be added at the End of the Bill, being twice read:

And the Queſtion ſeverally put to agree with the Lords in the ſaid Clauſes,

It paſſed in the Negative.

Ordered,

That a Committee be appointed to draw up Reaſons, to be delivered at a Conference to be had with the Lords, why this Houſe have diſagreed with their Lordſhips, in ſeveral of their Amendments to the Bill, *For paying off, and diſbanding the Army.* And it is referred to

Sir *John Trevor.*	Sir *Thomas Lee.*
Sir *Robert Carr.*	Mr. *Seymour.*
Mr. *Hales.*	Mr. *Boſcawen.*
Sir *Chriſtoph. Muſgrave.*	Mr. *Garraway.*
Coll. *Birch.*	Mr. *Powle.*
Sir *Thomas Clargis.*	

Or any Three of them, to prepare and draw up the ſame.

Sir *Thomas Clargis* reports from the Committee appointed to inſpect the *Journals,* and ſearch Preſidents, touching the Method of Proceedings upon the Meſſage Yeſterday ſent from the Lords, relating to the Earl of *Danby:*

That the Committee had met, and had taken into Conſideration the Matters referred to them; and had agreed upon a Report, which he read in his place: and afterwards delivered the ſame in at the Clerk's Table, where the ſame was again read; and is as followeth.

That the Committee finds, that on the like Occaſion, the Houſe of Commons have appointed a Select Committee, to joyn with a Committee of the Lords, to conſider of the Methods, and Circumſtances, to be obſerved in the Tryals.

Ordered,

Ordered,

That Sir *Francis Winnington* have leave to go into the Country, till *Monday* next.

Ordered, That

Mr. *Seymour*, Sir *Thomas Stringer*, &
Mr. *Treby*, Sir *Thomas Player*,

do immediately repair to Mr. *Harcourt*, and take his Examination relating to the Plot, and report the ſame (if they ſee cauſe) to the Committee of Secreſy.

Reſolved, &c.

That this Houſe will ſit this Afternoon; and that Sir *William Franklin* do go up to the Lords, and acquaint them there-with, and deſire their Lordſhips will do the like.

A Meſſage from the Lords, by Sir *Samuel Clark*, and Sir *John Hoskins*.

Mr. *Speaker*,

The Lords have ſent you a Bill, Entituled, *An Act to confirm certain Leaſes made by* John Drake, *and others*; *and to enable Sir* Francis Drake, *to make a Joynture, and raiſe Portions for his Daughters, and Younger Children*; To which they deſire the Concurrence of this Houſe.

Sir *William Franklin* reports, That the Lords have agreed to ſit this Afternoon.

Sir *John Trevor* reports from the Committee appointed to draw up Reaſons, why this Houſe cannot agree with ſeveral of the Amendments made by the Lords, to the Bill, *For Diſbanding the Army*, and the Reaſons agreed upon by the Committee; which he read in his place, and afterwards delivered the ſame in at the Clerk's Table; where the ſame were read, and upon the Queſtion agreed.

The

The Commons conceive the Clauſes to be unneceſſary, becauſe the Bill hath a Relative Clauſe to the Act For the Building of the Ships; *wherein the Clauſe deſired by their Lordſhips, is Enacted.*

That their Lordſhips Amendment, touching Guernſey *and* Jerſey, *is ſuch a Diſpoſition of Money, as the Commons have great Reaſon to be tender of, for Experience. It alters the Bill in ſeveral parts, and would be of dangerous Conſequence, if admitted.*

That the Fifty Thouſand Pounds, mentioned in the laſt Amendment, is already appointed to the paying off, and diſbanding the Army; and ſo there needs no ſuch Clauſe: And the altering of ſuch Appropriation by a ſubſequent Act, would deſtroy the Credit of any Appropriation, to be hereafter made by Act of Parliament.

Orderd, That

Mr. *Sacheverel.*	Sir *Thomas Lee.*
Sir *Thomas Meres.*	Mr. *Powle.*
Sir *William Coventry.*	Coll. *Titus.*
Sir *Richard Cuſt.*	Sir *John Trevor.*
Mr. *Vaughan.*	Sir *Henry Capel.*
Mr. *Foley.*	Sir *Robert Carr.*
Mr. *Swinſen.*	Sir *William Hickman.*
Mr. *Wogan.*	

or any Three of them, do immediately with-draw, and prepare Matter and Heads upon the Debate of the Houſe, for a Conference to be had with the Lords, upon the Subject-Matter of the laſt Meſſage ſent from the Lords, relating to the Earl of *Danby*, and the other Lords Impeach't, and preſent the ſame to the Houſe.

An ingroſſed Bill ſent from the Lords, Entituled, *An Act to confirm certain Leaſes made by* John Drake, *and others, to enable Sir* Francis Drake *to make a Joynture,*

ture, and raiſe Portions for his Daughters, and Younger Children, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

A Bill for the Re ingroſsment of the Records of Fines, loſt or burnt by the late Fire in the *Temple*, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That it be referred to

Sir *Gilbert Gerrard*.	Mr. *Mildmay*.
Serjeant *Rigby*.	Mr. *Puller*.
Mr. *Hamden*.	Coll. *Birch*.

to take the examination of *John Sedway*, Touching the Plot, and report the ſame to the Houſe: or the Committee of Secrecy, as they ſhall ſee cauſe.

Ordered,

That it be part of the next meſſage to the Lords, to remind their Lordſhip, of the Bill, Entituled *An Act for the better ſecuring of the Liberty of the Subject, and to prevent Impriſonments beyond the Seas*.

Mr. *Powle* reports, that the Members appointed, had prepared matter, and heads, upon the Debate of the Houſe, for a Conference to be had with the Lords, upon the ſubject matter of the laſt meſſage ſent from their Lordſhips, relating to the Earl of *Danby*, and the other Lords impeacht; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were again read, and upon the queſtion agreed, and are as followeth.

The Commons ſuppoſe your Lordſhips, do intend in all your Lordſhips proceedings, upon the Impeachments, now depending before your Lordſhips, to follow the

uſual

usual Course and Methods of Parliament: And the Commons cannot apprehend what should induce your Lordships to address to his Majesty, for a Lord High Steward, in order to the determining the Validity of the Pardon, which hath been pleaded by the Earl of Danby, *to the Impeachment of the Commons, as also for the Tryal of the other five Lords; because we conceive the Constituting of a High-Steward is not necessary, but that Judgement may be given in Parliament, upon Impeachment, without a High Steward: there being several other matters contained in your Lordships message, touching the Tryal of the Lords Impeacht; which if not settled, may occasion several interruptions and delays in the proceedings. The House of Commons, do therefore propose to your Lordships, that a Committee of both Houses, may be Nominated, to consider of the most proper Ways and Methods of proceedings, upon Impeachments of the House of Commons, according to the Usage of Parliament, that thereby these inconveniences may be avoided.*

And then the House adjourned, till three of the Clock in the Afternoon.

Post Miridiem.

AN Engross'd Bill for the Sale of Lands of *Charles Dale* Esq; deceased, for payment of his Debts, and Provision for his Daughters, was Read the Third time.

Resolved, &c.

That the Bill do Pass, and that the Title be, *An Act for the Sale of the Lands late of* Charles Dale, *in the County of* Rutland *Esq; deceased, for payment of his Debts, & Provision for his Daughters, & Co-heirs;*

And

And that Sir *John Hewley* do carry up the Bill to the Lords for their Concurrence.

An Engroſſed Bill ſent from the Lords, Entituled, *An Act for Freeing the City of* London, *and parts adjacent, from Popiſh Inhabitants; and providing againſt other Dangers which may ariſe from Papiſts*, was Read the Second time.

Reſolved, &c.

That the Bill be Committed, to the Committee, to whom the Bill, *for ſecuring the King, and Kingdome, againſt the growth and danger of Popery*, ſtands Committed.

Ordered,

That Sir *Chriſtopher Muſgrave*, do go up to the Lords, to deſire a Conference upon the Subject matter of the laſt meſſage, relating to the Earl of *Danby*, and the other five Lords impeacht.

A Bill for the better attendance, of Members Elected to ſerve in Parliament, was read the ſecond time.

Reſolved, &c.

That the Bill be Committed to

Mr. *Hamden.*
Lord *Ancram.*
Mr. *Seymour.*
Mr. *Savage.*
Sir *Thomas Player.*
Mr. *Foley.*
Mr. *Thyn.*
Sir *Gilbert Gerrard.*
Sir *Robert Howard.*
Mr. *Whorwood.*
Sir *Francis Drake.*
Sir *William Hickman.*
Mr. *Upton.*
Sir *Philip Egerton.*
Mr. *Reynal.*
Sir *Edmund Jennings.*
Sir *John Mallet.*
Serjeant Rigby.
Coll. *Whitley.*
Sir *Robert Markham.*
Coll. *Titus.*
Mr. Alderman *Love.*
Sir *Robert* Peyton.
Coll. *Kirby.*
Mr. *Palmes.*
Sir *William Baggot.*

Sir

Sir *William Baſtard.*
Mr. *Dubois.*
Sir *Scroop How.*
Sir *John Knight.*
Sir *John Talbot.*
Mr. *Harbord.*
Mr. *Aſh.*
Mr. *Hopkins.*
Sir *Vincent Corbet.*
Sir *Roger Hill.*
Sir *John Wynn.*
Mr. *Papillon.*
Sir *Henry Goodrick.*
Sir *William Franklin.*
Sir *William Roberts.*
Sir *Robert Carr.*

And they are to meet to Morrow, at three of the Clock in the Afternoon, in the Speakers Chamber.

Sir *Chriſtopher Muſgrave* reports, that he had attended the Lords, and that they had agreed to a preſent Conference in the Painted Chamber; and alſo, that he had reminded their Lordſhips of the Bill, *For the better ſecuring the Liberty of the Subjects, and for prevention of Impriſonments beyond the Seas.*

Ordered,

That the Perſons, that prepared the matter for the Conference, do attend and manage the ſame. And, That

Coll. *Birch.*
Mr. *Hamden.*
Mr. *Seymour.*
Sir *William Coventry.*
Sir *Robert Carr.*
Sir *Chriſt. Muſgrave.*

Be added to the Managers.

Ordered,

That Mr. *Grey* do go up to the Lords, to deſire a Conference about the Amendments, made by their Lordſhips to the Bill, *For granting a Supply to his Majeſty of Two Hundred, and ſixty Thouſand four Hundred, ſixty two pounds, ſeventeen ſhillings, and three pence; for paying off, and disbanding the Forces, raiſed ſince the Nine and Twentyeth of* September, 1677.

Mr. *Grey* reports, that the Lords had agreed

to a preſent conference in the Painted-Chamber.

Ordered,

That the Perſons that draw up the Reaſons, do attend and manage the ſaid Conference.

And that Sir *Thomas Meres*, Mr. *Seymour*, Collonel *Birch*, Mr. *Soliciter*, and Collonel *Titus*, be added to the ſaid managers: And accordingly the Members went up, and delivered their Reaſons, and left the Bill and Amendments with the Lords.

And then the Houſe Adjourned till to Morrow Morning ſeven of the Clock.

Veneris 9°. die Maij, 1679.

AN Ingroſt Bill ſent from the Lords, Entituled, *An Act to confirm certain Leaſes made by* John Drake *Eſq; and others; and to enable Sir* Francis Drake, *to make a Joynture, and raiſe Portions for his Daughters, and Younger Children*, was read the ſecond time.

Reſolved, &c.

The the Bill be read a third time.

The ſaid Bill was read the third time.

Reſolved, &c.

That the Bill do paſs, and that the Title be, *An Act to confirm certain Leaſes made by* John Drake *Eſq; and others; and to enable Sir* Francis Drake, *to make a Joynture, and to raiſe Portions for his Daughters, and Younger Children.*

Ordered,

That Sir *John Hewley* do carry up the ſaid Bill to the Lords.

Reſol-

Reſolved, &c.

That a Meſſage be ſent to the Lords, to put them in mind of the Meſſage ſent from this Houſe, to deſire their Lordſhips concurrence to the following vote, (*viz.*)

That the Duke of York *being a* Papiſt, *and the Hopes of his coming ſuch to the Crown, has given the greateſt Countenance and Incouragement to the preſent Conſpiracies, and the deſignes of the* Papiſts *againſt the King, and the* Proteſtant *Religion.*

Ordered,

That Sir *Patience Ward*, do carry up the ſaid Meſſage to the Lords.

Ordered,

That Mr. *Charles Bertie*, be immediately ſent for, to attend at the Bar of this Houſe.

A Meſſage from the Lords, by Sir *Edward Low*, and Sir *Miles Cook*.

Mr. *Speaker*.

The Lords have Commanded us to acquaint you, that their Lordſhips have agreed to Leave out their Amendments, to which this Houſe hath not agreed, to the Bill, *For raiſing the Sum of Two Hundred, and ſixty Thouſand, four Hundred ſixty two Pounds, ſeventeen ſhillings and three pence, for Paying off, and Disbanding the Forces, raiſed ſince the Nine and Twentyeth of September* 1677.

A Petition of *Edward Palmer*, *Henry Rayſon*, *John Seagrave*, and *John Edwin*, Gentlemen Free-holders, in the County of *Leiceſter*, in the behalf of themſelves, and the Majority of the Free-holders in the ſaid County; Complaining of Bribers, and other undue practiſes, uſed at the Election of a Knight of the Shire, for the ſaid County, and of the undue return of Sir *John Hartop*, in injury of the Petitioners, was read.

Reſolved,

That the Conſideration of the ſaid Petition, be referred to the Committee of Elections, and Priviledges, to examine the matter thereof, and report the ſame with their Opinions therein, to the Houſe.

A Bill, *For the re-ingroſsment of the Records of Fines, loſt or burnt by the late Fire in the temple*, was read a ſecond time.

Reſolved, &c.

That the Bill be Committed to

Sir *John Knight*.	Serjeant *Seyes*.
Serjeant *Rigby*.	Mr. *Grey*.
Mr. *Alderman Love*.	Sir *Anthony Irby*.
Mr. *Sacheverel*.	Sir *Robert Peyton*.
Sir *James Long*.	Mr. *Thurburne*.
Mr. *Foley*.	Sir *John Mallet*.
Sir *John Hewley*.	Mr. *Duboiſe*.
Sir *Richard Corbett*.	Sir *Richard Cuſt*.

And all the Gentlemen of the Long Robe: and they are to meet to Morrow at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Meſſage from the King, by Sir *Edward Carteret*, Uſher of the Black Rod.

Mr. *Speaker*.

The King Commands this Honourable Houſe, immediately to attend him in the Houſe of Peers.

And accordingly Mr. *Speaker* with the Houſe, went up to attend his *Majeſty*.

Mr. Secretary Coventry, acquaints the Houſe, that his *Majeſty* having been attended, to know his *Majeſties* Pleaſure, when this Houſe might attend him with the Addreſs concerning the Duke of *Lauderdale*; had apointed Three of the Clock this Afternoon, in the Banquetting-Houſe at *White-Hall*.

Orde-

Ordered,

That a Committee be Appointed, to inſpect the Journals, and ſearch Preſidents, touching the carrying up of Bills; and what previous intimation ought to be given to this Houſe, of his Majeſties Intention to paſs Bills, and from, and by whom ſuch notice hath uſually been given; and whether this Houſe may Debate, after the Meſſage delivered by the Black Rod, for Attendance of this Houſe upon his Majeſty: And it is referred to

Mr. Hamden.	*Mr. Sacheverel.*
Sir *John Trevor.*	Sir *Thomas Clargis.*
Mr. Seymour.	Sir *William Coventry.*
Mr. Buller	Sir *Robert Carr.*
Sir *Anthony Irby.*	Sir *Ralph Aſhton.*
Mr. Dubois.	Sir *Robert Peyton.*
Sir *Joſeph Tredenham.*	Sir *Robert Markham.*
Lord *Ruſſel.*	Sir *Robert Howard.*
Mr. Boſcawen.	*Mr. Swinſen.*
Collonel *Birch.*	Sir *John Knight.*
Mr. Harbourd.	Sir *James Ruſhout.*
Mr. Wogan.	*Mr. Colt.*
Sir *Henry Calverley.*	*Mr. Foley.*

And they are to meet to Morrow at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Meſſage from the Lords, by Sir *John Coell*, and Sir *Samuel Clark*,

Mr. *Speaker*,

The Lords deſire a preſent Conference with this Houſe in the *Painted-Chamber*, upon the Subject-Matter of the laſt Conference, upon ſome Amendments to the Bill of *Habeas Corpus*.

The Meſſengers being with-drawn.

Reſolved, &c.

That the Houſe doth agree to meet the Lords at

a preſent Conference in the *Painted-Chamber*.

The Meſſengers being called in,

Mr. *Speaker* acquaints them, That this Houſe had agreed to meet the Lords at a preſent Conference in the *Painted-Chamber*.

Ordered,

That the Members that managed the laſt Conference, do attend and manage this Conference.

A Meſſage from the Lords, by Sir *John Coell*, and Sir *Samuel Clark*.

Mr. *Speaker*,

The Lords deſire a preſent Conference in the *Painted-Chamber*, upon the Subject-Matter of the Conference, Yeſterday had about the Tryals.

The Meſſengers being with-drawn.

Reſolved, &c.

That this Houſe doth agree to meet the Lords at a preſent Conference in the *Painted-Chamber*.

The Meſſengers being called in,

Mr. *Speaker* acquaints them, That this Houſe had agreed to meet the Lords at a preſent Conference in the *Painted-Chamber*.

Ordered,

That the Members that managed the laſt Conference, do attend and manage this Conference.

Mr. *Powle* reports the Matter of the Conference had with the Lords, upon the Amendments to the Bill of the *Habeas Corpus*.

Sir *Thomas Meres* reports from the Conference had with the Lords, upon the Subject-Matter of the Conference, Yeſteſterday had about the Tryals;

That the Conference was managed by the *Lord Privy-Seal*; and that what he delivered, was as followeth:

That the Lords do not agree to a Committee of Both Houſes, becauſe they do not think it conformable to the Rules

Rules and Orders of Proceedings of this Court; which is, and ever muſt be tender, in Matters relating to their Judicature.

Reſolved, Nemine Contradicente,

That an Humble Addreſs be made, to deſire his Majeſty to give Order, That the Militia of *London*, *Weſtminſter*, *Southwark*, the *Tower-Hamlets*, and the Counties of *Middleſex* and *Surrey*, may be immediately Raiſed, and put in a poſture of Defence.

Reſolved, &c.

That an Humble Addreſs be made to his Majeſty, by ſuch Members of this Houſe, as are of his Majeſties Privy-Council, to deſire his Majeſty, That he would be gratiouſly pleaſed to give Order, that Two Companies of the Trained-Bands of *Weſtminſter*, may be in Arms to Morrow morning.

And then the Houſe Adjourned till Four of the Clock this Afternoon.

Poſt Meridiem.

THe *Speaker* reports, That He, with the Houſe, had attended his Majeſty with the Addreſs concerning the Duke of *Lauderdale*; and that his Majeſty was pleaſed to return this Anſwer, *That He would Conſider of it, and Return an Anſwer.*

A Bill for the more eaſie Collecting the Duty of *Hearth-Money*.

All Committees revived, and to ſit to morrow in the Afternoon, in the places formerly appointed.

Mr. *Hamden* reports from the Committee appointed to inſpect the *Lords Journals*, and ſee what

Entries are there made, relating to the Trial of the Earl of *Danby*, and the other Five *Lords* Impeacht; and particularly, of their Proceedings upon the Conference Yeſterday had, and upon what Grounds the Condemned *Papiſts Prieſts* are ſent for: That the Committee had inſpected the *Journals*, and had taken out Copies of their Proceedings, which he reported to the Houſe.

Reſolved, &c.

That no Commonner whatſoever, ſhall preſume to maintain the Validity of the Pardon, pleaded by the Earl of *Danby*, without the Leave of this Houſe firſt had: And that the Perſons ſo doing, ſhall be accounted *Betrayers of the Liberties of the Commons of* England.

Ordered,

That this Vote be poſted at *Weſtminſter-Hall-Gate*, at the ſeveral Gates of the *Serjeants-Inns* and *Inns of Court*.

Reſolved, &c.

That the Anſwer delivered by the Lords this Day at the laſt Conference, tends to the Interruptions of the Good Correſpondency between the Two Houſes.

Ordered,

That a Conference be deſired with the Lords, upon the Subject-Matter of the laſt Conference.

Ordered,

That the Perſons that managed the laſt Conference, be appointed to draw up Reaſons to be offered at the ſaid Conference. And that it be an Inſtruction to the ſaid Committee, That this Houſe cannot proceed in the Tryal of the Lords, untill the Methods of Proceedings be adjuſted.

And then the Houſe Adjourned till to morrow morning, Seven of the Clock.

Sabbi

Sabbi 10°. *die Maij*, 1679.

SIR *Robert Peyton* reports from the Committee appointed to draw up an Addreſs to be preſented to his Majeſty, to give Order, That the Militia of *London*, *Weſtminſter*, *Southwark*, the *Tower-Hamlets*, and the Counties of *Middleſex* and *Surry*, may immediately be Raiſed, and put in a Poſture of Defence: An Addreſs agreed upon by the Committee; which he read in his Place, and afterwards delivered the ſame in, at the Clerk's Table; where the ſame was twice read; and, with ſome Amendments made at the Table, agreed to: and is as followeth, *viz.*

WE, *Your Majeſties moſt Loyal and Dutiful Subjects, and Commons in Parliament Aſſembled; Taking notice of the great Reſort of the Multitude of* Jeſuits, Popiſh Prieſts, *and other* Popiſh Recuſants, *to the Cities of* London *and* Weſtminſter, *and parts adjacent; and their obſtinate Continuance there, in contempt of Your Majeſties Laws, and Royal Proclamation in purſuance thereof; and conſidering the great Dangers that may enſue thereby, eſpecially at this time of the Approaching Tryals of the* Popiſh *Lords, now Priſoners in the* Tower; *in whoſe Behalf ſome deſperate Attempts may be made. For prevention whereof, and for the better ſecuring of Your Majeſties Sacred Perſon, Do moſt humbly beſeech Your Majeſty, that Your Majeſty would be graciouſly pleaſed to give Order, That the Militia of*

of London, Weſtminſter, Southwark, *the* Tower-Hamlets, *and the Counties of* Middleſex *and* Surrey, *may immediately be Raiſed, and put in a poſture of Defence, in ſuch proportions, and for ſuch time, as Your Majeſty ſhall think fit.*

Reſolved, &c.

That the Concurrence of the Lords be deſired to this Addreſs.

Ordered,

That Sir *Robert Carr* do carry up the ſame to the Lords, for their Concurrence.

Ordered,

That it be referred to the Committee appointed to enquire into the Cauſes of the late Fires in and about the City of *London*, to Examine likewiſe, concerning the Fire which happened laſt Night; and to bring in a Bill or Bills, for the prevention of the like, for the future. And that Sir *Charles Harbord*, Mr. *Colt*, and Sir *Samuel Bernardiſton*, be added to the ſaid Committee.

Ordered,

That a Committee be appointed to enquire into the Abuſes and Exorbitances of the *Poſt-Office*, and to bring in a Bill for Remedy thereof, upon the Debate of the Houſe. And it is referred to

Mr. *Dubois*.
Sir *Henry Thompſon*.
Mr. *Williams*.
Sir *Nathaniel Hern*.
Coll. *Whitley*,
Sir *Francis Ruſſel*.
Mr. *Pilkington*.
Sir *Henry Calverley*.
Sir *Sam. Bernardiſton*.
Serjeant *Rigby*.
Mr. *Gold*.
Mr. *Whitehead*.
Sir *Philip Egerton*.
Sir *John Knight*.
Mr. *Papillon*.
Mr. *Foley*.
Sir *Thomas Malleverer*.
Sir *John Hotham*.
Mr. *Paſton*.
Sir *Patience Ward*.

Mr.

Mr. *Wright.*
Sir *Thomas Stringer.*
Sir *Richard Corbet.*
Lord *Ancram.*
Alderman *Backwel.*
Lord *Allington.*
Sir *Robert Southwel*
Coll. *Titus.*
Sir *Will. Godolphin.*
Mr. *Dalmahoy.*
Mr. *Thynn.*
Sir *John Lowther.*
Sir *John Talbot.*
Mr. *Vernon.*
Mr. *Greenvill.*
Mr. *Foote.*
Sir *Henry Ford.*
Sir *Stephen Fox.*
Sir *Halſwell Tynt.*
Sir *Henry Puckering.*
Sir *Thomas Armſtrong.*
Mr. *Neale.*
Sir *Henry Goodrick.*
Mr. *Pulkley.*
Sir *Hugh Bethell.*

And all the Members that ſerve for the *Poſt-Towns*, and the City of *London*. And they are to meet on *Monday* next, at *Two* of the Clock in the Afternoon, in the *Speakers* Chamber; and are impowred to ſend for Perſons, Papers, and Records.

Sir *Robert Carr* reports, That he had attended the Lords with the Addreſs for Raiſing the *Militia*; and that their Lordſhips had filled up the Blank with the Words (*The Lords Spiritual and Temporal*) and unanimouſly agreed to the Addreſs.

Reſolved, &c.

That a Meſſage be ſent to the Lords, to deſire a preſent Conference upon the Subject-matter of the laſt Conference.

Ordered,

That Collonel *Titus* do go up with the Meſſage.

Collonel *Titus* Reports, that the Lords had agreed to meet this Houſe at a preſent Conference, in the Painted Chamber.

Mr. *Hamden* Reports from the Committee appointed to draw up Reaſons, to be offered at a Conference to be had with the Lords, upon the

Sub-

Subject matter of the laſt Conference; Reaſons agreed upon by the Committee: which he read in his place, and afterwards delivered the ſame in, at the Clerks Table: where the ſame were Twice read, and upon the Queſtion agreed; and are as followeth, *Viz.*

The Commons have deſired this Conference with your Lordſhips, upon the Subject matter of the laſt Conference deſired by your Lordſhips; which was upon the matter of the Conference deſired by the Commons, about the Tryals. This laſt Conference, was thus reported to the Commons: The Lords do not agree to a Committee of both Houſes, becauſe they do not think it Conformable to the Rules and Orders of proceedings of this Court; which is, and ever muſt be tender, in matters relating to their Judicature.

They Hope this Conference may tend to prevent all interruptions, of a good Correſpondence between the two Houſes; which as the Commons deſire at all times on their parts to preſerve, ſo it is eſpecially neceſſary in this Conjuncture, when the moſt Hainous Delinquents are to be brought to juſtice; that the Enemies both of King and Kingdome, may have no Hopes left them, to ſee this Obſtructed by any difficulties, ariſing in the way of proceeding.

And therefore, for anſwer to the laſt Conference, the Commons have Commanded us to ſay to your Lordſhips:

That your Lordſhips do not offer any anſwer, or Satisfaction to the Commons, in their neceſſary propoſals, amicably offered by way of Suppoſition, that they might have been confirmed therein by anſwer from your Lordſhips. That your Lordſhips do intend in all the proceedings, upon the Impeachments now depending before your Lordſhips, to follow the uſual courſe and Method of Parliament.

And

And further, that your Lordships have not given the least answer or Satisfaction to the Commons, concerning your Lordships addressing to the King, for a Lord High Steward, though the Commons proposed their desire of Satisfaction in that matter, in as Cautious Termes as could be, on purpose to avoid all disputes about Judicature.

The Commons, to avoid all interruptions and delays in the proceedings against the Lords impeacht, and the Inconveniencies that may arise thereby, having proposed to your Lordships, that a Committee of both Houses might be Nominated, to consider of the most proper Ways and Methods of proceedings upon Impeachments. Your Lordships, without any reason Assigned, (save only that you say, You do not think it conformable to the Rules and Orders of proceedings of this Court) have refused to agree with the House of Commons, in appointing such a Committee; though not heretofore denyed to the Commons, when askt upon the like occasion; and at this time desired, purposely to avoid disputes and delays: And therefore, the House of Commons, have commanded us to acquaint your Lordships, that things standing thus upon your answer, they cannot proceed in the Tryals of the Lords, before the Methods of Proceedings be adjusted between the two Houses.

Ordered,

That the Members, that draw up the reasons, do attend and manage the Conference.

A message from the Lords by Sir *John Coell*, and Sir *Timothy Baldwin*.

Mr. *Speaker*.

The Lords desire a present Conference with this House, in the Painted Chamber, to Communicate to this House, the contents of a Petition their Lordships

ſhips received this day, from the Earl of *Danby*.

The Meſſengers being with drawn.

Reſolved, &c.

That this Houſe doth agree to meet thee Lords, at a preſent Conference in the Painted Chamber.

The Meſſengers being called in,

Mr. *Speaker* acquaints them, that this Houſe had agreed to meet the Lords, at a preſent Conference in the Painted Chamber.

Ordered,

That the Members, that were appointed to manage the former Conference, do attend and manage this Conference.

Sir *John Trevor* Reports from the Conference, that the Conference was managed by the Lord Privy Seal; and that he acquainted them, that the Lords had received a Petition from the Earl of *Danby*, who was ordered by their Lordſhips, to attend them this day; which his Lordſhip read: whereby the Earl of *Danby* ſets forth, that he, according to their Lordſhips order, Expected to attend this day, but received Information ſeverally from his Council, that they durſt not appear to argue the validity of his Pardon, by reaſon of a Vote of the Houſe of Commons; and that their Lordſhips deſired to know, whether there was any ſuch Vote, as was alledged in the petition.

Ordered,

That a Committee be appointed, to inſpect the Journals, and ſearch Preſidents, concerning Queſtions asked at Conferences: And it is referred to

Sir *Thomas Meres*.	Lord *Ruſſel*.
Sir *Thomas Lee*.	Mr. *Seymour*.
Mr. *Sacheverel*.	Sir *Thomas Littleton*.

Mr.

Mr. *Vaughan.* Sir *John Hewley.*
Sir *Francis Drake.* Or any Three of them.

Mr. *Charles Bertie* being called in, and Examined to ſeveral Queſtions; and being with-drawn:

Reſolved, &c.

That this Houſe is not ſatisfyed with the Anſwers given by Mr. *Bertie.*

Sir *Robert Howard* informs the Houſe, That there has been paid to Mr. *Bertie*, for ſecret Service, from *Lady-Day*, 1676. to the Twentyeth of *March*, 1679. the Sum of Two hundred, fifty two thouſand, four hundred, ſixty ſeven Pounds, one Shilling, and nine Pence.

Ordered,

That Mr. *Charles Bertie* be committed to the Cuſtody of the Serjeant at Arms, attending this Houſe, for his Contempt to this Houſe.

Ordered,

That Mr. *Deering* have Leave to go into the Country.

Ordered,

That all the Members of this Houſe, that are of the Long-Robe, do prepare themſelves with Reaſons, againſt the Pardon pleaded by the Earl of *Danby.*

Ordered,

That the Officers of the Ordnances, do attend on *Monday* morning next, to give this Houſe an Account touching the Train of Artillery, and Munition, that are ordered to be Shipped for *Portſmouth.*

And then the Houſe Adjourned till to Morrow Morning, Seven of the Clock.

Die

Die Dominica 11°. *die Maij*, 1679.

A Meſſage from the Lords by Sir *Edward Low*, and Sir *Samuel Clark*.

Mr. *Speaker*,

The Lords deſire a preſent free Conference with this Houſe, in the *Painted-Chamber*, upon the Subject-Matter of the Laſt Conference, relating to the Forms and Methods of Proceedings, about the Tryal of the Lords in the *Tower*.

The Meſſengers being with-drawn.

Reſolved, &c.

That this Houſe doth agree to meet the Lords, at a preſent Conference in the *Painted-Chamber*.

The Meſſengers being called in,

Mr. *Speaker* acquaints the Houſe, That this Houſe had agreed to meet the Lords at a preſeſent free Conference in the *Painted-Chamber*.

Ordered,

That the Members that managed the laſt Conference concerning the Tryals, do attend and manage this free Conference: And that Mr. Serjeant *Maynard*, and Sir *Robert Howard*, be added to the ſaid Managers.

Sir *Thomas Meres* reports the Matter of the free Conference.

Reſolved, &c.

That a free Conference be deſired with the Lords, upon the Subject matter of the laſt free Conference.

And that Mr. *Thynn* do go up with the Meſſage to the Lords.

Reſolved,

Reſolved,

That the Managers do, at the ſaid Conference, inſiſt upon the appointing of a Committee of Both Houſes; as the better Expedient for adjuſting Matters, than free Conferences.

Mr. *Thynn* reports, That the Lords had agreed to meet this Houſe, at a preſent free Conference, in the *Painted-Chamber.*

Ordered,

That the Members that managed the laſt free Conference, do attend and manage this free Conference.

Sir *William Coventry* reports the Matter of the free Conference.

A Meſſage from the Lords by Sir *Edward Low,* and Sir *Samuel Clark.*

Mr *Speaker.*

The Lords have commanded us to acquaint you, That they had appointed a Committee, conſiſting of *Twelve* Lords, to joyn with a Committee of the Houſe of Commons, at *Nine* of the Clock to Morrow morning, in the *Inner-Court of Wards*; to conſider of Propoſitions and Circumſtances, in reference to the Tryals of the Lords in the *Tower.*

The Meſſengers being with-drawn.

Reſolved, &c.

That a Committee be appointed to joyn with the Committee of the Lords, at *Nine* of the Clock to Morrow-morning, in the *Inner-Court of Wards*; to conſider of Propoſitions, and Circumſtances, relating to the Tryals of the Lords in the *Tower*; of the Members following:

Mr. *Trenchard.*	Sir *Francis Winnington.*
Sir *Thomas Meres.*	Mr. *Vaughan.*
Mr. *Sacheverel.*	Coll. *Titus.*
Sir *Henry Capel.*	Sir *Thomas Stringer.*

Sir *Thomas Lee.*	Serjeant *Maynard.*
Mr. *Powle.*	Mr. *Seymour.*
Mr. *Treby.*	Sir *Thomas Player.*
Sir *John Trevor.*	Mr. *Williams.*
Sir *George Strode.*	Sir *William Coventry.*
Sir *Robert Carr.*	Sir *Thomas Clargis.*
Mr. *Paul Foley.*	Sir *Thomas Littleton.*
Mr. *Hamden.*	Coll. *Birch.*

The Meſſengers being called in,

Mr. *Speaker* acquaints them, That this Houſe had appointed a Committee, to joyn with a Committee of Lords, at *Nine* of the Clock to Morrow-morning, in the *Inner-Court of Wards*; to conſider of Propoſitions, and Circumſtances, in reference to the Tryals of the Lords in the *Tower*.

The Houſe then proceeded to take into Conſideration, the Buſineſs appointed for the Day.

Mr. *Treby* acquaints the Houſe with ſeveral Particulars, relating to the Duke of *York*; contained in the Letters and Papers, in the Cuſtody of the Committee of Secrecy, relating to the *Plot*.

Reſolved, &c.

That a Bill be brought in, to diſable the Duke of *York*, to Inherit the Imperial Crown of this Realm. And it is referred to

Mr. *Bennet.*	Mr. *Vaughan.*
Mr. *Trenchard.*	Sir *Francis Winnington.*
Sir *Nicholas Carrew.*	Mr. *Boſcawen.*
Sir *Robert Peyton.*	Mr. *Williams.*
Sir *Thomas Player.*	Mr. *Hamden.*
Coll. *Birch.*	Mr. *Swinfen.*
Mr. *Sacheverel.*	

Or any Three of them, to prepare and draw up the ſame: And they are to meet to Morrow, at *Three* of the Clock in the Afternoon, in the *Speaker's* Chamber.

Reſolved,

Reſolved, Nemine Contradicente.

That in Defence of the *King*'s Perſon, and the *Proteſtant Religion*, this Houſe doth declare, That they will ſtand by his Majeſty with their Lives and Fortunes; and that if his Majeſty ſhould come by any Violent Death, (*which God forbid!*) that they will Revenge it to the utmoſt, upon the *Papiſts*.

Ordered,

That this Vote be drawn into the Form of an Addreſs, to be preſented to his Majeſty. And it is referred to

Sir *Thomas Meres.*	Coll. *Birch.*
Mr. *Vaughan.*	Sir *Francis Ruſſell.*
Mr. *Hamden.*	Sir *Robert Markham.*
Sir *John Hotham.*	Sir *Thomas Player.*
Sir *Robert Peyton.*	

Or any Three of them, to prepare and draw up the ſame.

Ordered,

That the Committee appointed to Joyn with the Committee of the Lords, to conſider of Propoſitions and Circumſtances, relating to the Trials of the Lords in the *Tower*, do meet to Morrow-morning, at *Seven* of the Clock, in the *Speaker*'s Chamber.

And then the Houſe Adjourned till to Morrow Morning, ſeven of the Clock.

Lunæ 12°. *die Maij*, 1679.

Daniel Jerman did this Day take the Oaths of *Allegiance* and *Supremacy*, at the Clerks Table, in order to his Naturalization.

The Houſe being informed, That *John Joy*, Eſq; High-Sheriff of the County of *Norfolk*, refuſeth to make a Return of the Writ for the Electing of two *Knights of the Shire*, to ſerve in this preſent *Parliament*, for the ſaid County.

Ordered,

That the ſaid *John Jay* be ſent for, in Cuſtody of the *Serjeant at Arms*, attending this Houſe, for not returning the Writ for Electing of *Knights of the Shire*, to ſerve in this preſent *Parliament*, for the ſaid County.

A Petition of Mr. *Edward Dackombe*, Mayor of *Corfe-Caſtle*, in Cuſtody of the *Serjeant at Arms*, (acknowledging his Fault, and humbly begging Pardon of the Houſe; and praying that he may be diſcharged from his Confinement) was read: And the *Mayor* being called into the Bar of the Houſe, and there Kneeling, and having received a Reproof from Mr. *Speaker*.

Ordered,

That Mr. *Edward Dackombe* be diſcharged from the Cuſtody of the *Serjeant at Arms*, paying his Fees.

Ordered,

That Mr. *Morley*, and Mr. *Lutterel*, have Leave to go into the Country.

Ordered,

Ordered,

That Sir *William Thomas* have Leave to go into the Country, for Fourteen Days.

Ordered,

That the Bill, *For prohibiting the Importation of Cattle from* Ireland, *and other parts beyond the Seas, and Fish taken by Forreigners*, be read to Morrow-morning, at *Ten* of the Clock.

A Message from the Lords, by Sir *Samuel Clark*, and Sir *Miles Cook*.

Mr *Speaker*,

The Lords have commanded us, to put you in mind of Three Bills:

The Bill, *For better Discovery, and more speedy Conviction, of Popish Recusants.*

The Bill, *For freeing the City of London, and parts adjacent, from Popish Inhabitants.*

The Bill, *For the better securing the Liberty of the Subject, and preventing Imprisonments beyond the Seas.*

And that this House would make dispatch of the said Bills, in some reasonable time.

Ordered,

That a Committee be appointed, to Examine the Accounts this Day delivered to this House, of the *Train of Artillery*, now shipping off for *Portsmouth*; and to Examine, what Arms have been lately delivered out of the *Tower*; and what *Gunns*, *Morter-Peices*, *Powder*, or other *Munition*, have been sold, or sent over into *France* and *Flanders*, or any other Forreign Parts: And to enquire of the State, of all the Garrisons in *England*; and how they are Fortified, and provided: And how the Money, by a late Act designed to the Office of the Ordnance, hath been Imployed: As also, the Money allowed for particular Garrisons, and Fortifi-

cations. And it is referred to

Sir *William Hickman.*
Sir *William Baſtard.*
Sir *John Hobart.*
Sir *Gilbert Gerrard.*
Mr. *Hamden.*
Sir *John Norton.*
Sir *Thomas Meres.*
Mr. Pilkington.
Mr. Alderman *Love.*
Mr. Upton
Sir *Gervas Elwes.*
Lord *Allington.*
Lord *Ancram.*
Mr. Stone.
Sir *Robert Markham.*
Sir *Edward Nevill.*
Sir *Richard Grahme.*
Sir *Herbert Crofts.*
Sir Joſeph Tredenham.
Coll. *Whitley.*
Sir *Thomas Clargis.*
Mr. Trenchard.
Sir *John Knight.*
Sir *John Talbot.*
Mr. Powle.
Mr. Hopkins.
Sir *John Cloberry.*
Sir *Walter Young.*
Mr. Bennet.
Mr. Whorwood.
Mr. Boſcawen.
Sir *Patience Ward.*
Sir *Robert Peyton.*
Sir *Nathaniel Herne.*
Mr. Papillon.
Mr. Wright.
Sir *Samuel Bernardiſton.*
Mr. Trefuſis.
Sir *Edward Harley.*
Sir *Francis Drake.*
Mr. Reynall.
Coll. *Birch.*
Mr. Savage.
Sir *Thomas Player.*
Mr. Thynn.
Sir *Edward Deering.*
Sir *William Coventry.*
Lord *Huntingtower.*
Mr. Freake.
Mr. Browne.
Mr. Harbord.
Sir *John Hewley.*
Mr. Garraway.
Mr. Colt.
Sir John Duke.
Mr. Dean.
Sir Robert Carr.
Sir Thomas Lee.
Mr. Thynn.
Mr. Edward Deering.
Sir John Coventry.
Sir Thomas Stringer.
Serjeant *Rigby.*
Sir William Portman.

And all the Members, that ſerve for the *Port-Towns.*

And they are to meet this Afternoon, at *Three* of the Clock, in the *Speaker*'s Chamber: And to ſit (*De die in Diem*) untill they have perfected their Report. And they are impowered to ſend for Perſons, Papers, and Records.

And then the Houſe Adjourned till to Morrow Morning, ſeven of the Clock.

Martis 13°. *die Maij*, 1679.

A Bill, *For the more eaſie Collecting the Duty of Hearth-Money*, was read the ſecond time.

Reſolved, &c.

That the Bill be committed to

Mr. *Palmes.*	Mr. *Wright.*
Sir *John Knight.*	Mr. *Foley.*
Sir *Hugh Bethel.*	Sir *Gervas Elwes.*
Sir *Robert Peyton.*	Sir *Samuel Bernardiſton.*
Sir *John Hotham.*	Sir *John Hewley.*
Sir *Henry Calverley.*	Sir *Henry Thompſon.*
Sir *Robert Markham.*	Sir *Thomas Clargis.*
Mr. *Thynn.*	Lord *Fairfax.*
Sir *William Baſtard.*	Sir *Francis Drake.*
Mr. *Hilliard.*	Mr. *Kelland.*
Mr. *White.*	Sir *Robert Carr.*
Mr. *Pilkington.*	Sir *William Franklyn.*
Sir *Richard Head.*	Sir *James Oxinden.*
Sir *Nyell Nyvyan.*	Mr. *Paſton.*
Sir *James Long.*	Mr. *Trenchard.*

And all that come, are to have Voices.

And they are to meet to Morrow in the Afternoon, at *Three* of the Clock, in the *Speaker*'s Chamber.

Sir *Robert Markham* reports from the Committee appointed to draw up an Addreſs to be preſented to his Majeſty, relating to the Vote of this Houſe, paſſed on *Sunday* laſt: That in Defence of the *King's Perſon*, and the *Proteſtant Religion*, this Houſe doth declare, That they will ſtand by his Majeſty with their Lives and Fortunes; and that if his Majeſty ſhall come to any Violent Death, (*which God forbid!*) that they will Revenge it to the utmoſt upon the *Papiſts*. An Addreſs agreed upon by the Committee; which he read in his place, and afterwards delivered the ſame in, at the Clerk's Table; where the ſame was twice read.

A Motion being made, that the Addreſs be recommitted.

Ordered,

That the Addreſs be recommitted to the former Committee. And that

Mr. *Thynn*.	Sir *Francis Drake*.
Mr. *Hardbord*.	Mr. *Trenchard*.
Mr. *Boſcawen*.	Mr. *Beake*.
Mr. *White*.	Sir *Richard Cuſt*.
Mr. *Whorwood*.	Mr. *Pitt*.
Mr. *Powle*.	Mr. Alderman *Love*.

Be added to the ſaid Committee.

And they are to meet this Afternoon, at *Three* of the Clock, in the *Speaker*'s Chamber; and to Report the ſame to the Houſe, to Morrow morning, the firſt Buſineſs.

A Petition of *Samuel Lemot*, and divers other Merchants; complaining, that in the Year 1674, the Ship *Katherine* (which was Freighted by the Merchants) was taken by one *Swan*, a Commander of the Ship *Hunter*, and endeavoured to be made Prize; and praying Relief therein.

Ordered,

Ordered,

That the ſaid Petition, and Caſe thereupon, be referred to the Conſideration of the Committee, to whom the miſcarriages, relating to the Ship *Hunter*, and the *Katherine*, ſtands referred to examine the matter, and Report the ſame to the Houſe: And the ſaid Committee, are impowred to ſend for, and hear the ſaid Merchants, and all other Perſons concerned.

Ordered,

That the Report of the Bill, *For Exporting of Leather*, be made to Morrow morning.

A Bill, *For continuance of the Act, for Prohibiting Importation of* Iriſh *Cattle*, was read the ſecond time.

The Queſtion being put, that the Bill be Committed.

The Houſe Divided.

The Yeas go forth.

Tellers. { Mr. *Booth*. / Mr. *Reviſſon Gower*. } For the Yeas, 183.

Tellers. { Sir *Robert Peyton*. / Sir *Gervas Elwes*. } For the Noes, 151.

And ſo it was Reſolved in the Affirmative.

Reſolved, &c.

That the Bill be Committed to

Mr. *Vaughan*.
Sir *Francis Drake*.
Sir *John Knight*.
Mr. *Palmes*.
Mr. *Swinſen*.
Mr. *Williams*.
Sir *Gilbert Gerrard*.
Mr. *Vernon*.
Sir *Francis Ruſſel*.
Sir *Thomas Lee*.
Sir *Richard Corbett*.
Sir *Thomas Middleton*.
Lord *Scudamore*.
Mr. *Leveſon Gower*.
Mr. *Freake*.
Sir *William Frankland*.
Sir *Henry Calverley*.
Sir *William Portman*.
Mr. *Morgan*.
Sir *William Farmer*.
Mr. *Thynn*.

Mr. *Thynn.*
Sir *John Cloberry.*
Mr. *Trenchard.*
Sir *Eliab Harvey.*
Sir *John Hewley.*
Mr. *Whitehead.*
Sir *Hugh Owen.*
Mr. *Wogan.*
Mr. *Pilkinton.*
Sir *Robert Carr.*
Mr. *Seymour.*
Collonel *Titus.*
Mr. *Stockdale.*
Sir *William Coventry.*
Serjeant *Rigby.*
Sir *John Hotham.*
Sir *Philip Egerton.*
Sir *John Wynn.*
Sir *Watkinſon Payler.*
Sir *Hugh Bethel.*
Lord *Fairfax.*
Sir *Edward Nevil.*
Sir *Edward Horley.*
Mr. Alderman *Love.*
Mr. *Booth.*
Sir *Robert Dillington.*
Mr. *Colt.*
Mr. *Papillon.*
Sir *Walter St. John.*
Mr. Bockland.
Sir *Henry Thompſon.*
Sir *Edward Jennings.*
Lord *Bulkley.*
Mr. Jefferies.
Mr. Paſton.
Sir *Richard Grahme.*

The Queſtion being put, that all that came to this Committee, ſhall have Voices.

The Houſe Divided.

The Yeas go forth.

Tellers. { Sir *John Guyes.* / *Mr. Goodwin.* } For the Yeas, 149.

Tellers. { Sir *Rich. Corbet.* / *Mr. Colt.* } For the Noes, 172.

And ſo it paſſed in the Negative.

Ordered,

That no more *M*embers be added to this Committee.

And they are to meet at Three of the Clock this Afternoon in the Speakers Chamber.

And then the Houſe Adjourned till Seven of the Clock to Morrow Morning.

Mercurij

Mercurij 14°. *die Maij*, 1679.

MR. *Serjeant Seyes* Reports from the Committee, to whom the Bill, *For Re-ingroſſment of the Fines loſt or burnt, by the Late Fire in the Temple*, was Committed. Several Amendments made to the Bill, which he read in his Place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was twice read, and upon the Queſtion ſeverally agreed.

Reſolved, &c.

That the Bill with the Amendments agreed to, be Ingroſſed.

Sir *Robert Markham* Reports from the Committee, to whom it was referred, to draw up an Addreſs to his *Majeſty*, purſuant to the Vote of this Houſe, of the Eleventh Inſtant, whereby it was reſolved, That in defence of his *Majeſties* Perſon, and the Proteſtant Religion; this Houſe doth declare, that they will ſtand by his *Majeſty* with their Lives and Fortunes: And that if his *Majeſty* ſhall come to any violent Death (which God forbid) they will revenge it to the utmoſt upon the *Papiſts*: An Addreſs agreed upon by the Committee, which he read in his Place, and afterwards delivered the ſame in at the Clerks Table; where the ſame was twice read, and with ſome Amendments, made at the Table, upon the Queſtion agreed to; and is as followeth.

Moſt

Moſt Dread Soveraign!

WE *your Majeſties moſt Dutiful and Loyal Subjects, the Commons in this preſent Parliament Aſſembled, do with all humble Gratitude, acknowledge the moſt Gratious Aſſurances, your Majeſty hath been pleaſed to give us, of your conſtant Care to do every thing, that may preſerve the Proteſtant Religion, of your firm Reſolution, to defend the ſame to the utmoſt, and your Royal endeavours, that the Security of that Bleſſing may be Tranſmitted to Poſterity; and we do humbly repreſent to your Majeſty, that being deeply ſenſible, that the greateſt hopes of ſucceſs againſt our Religion in the Enemies thereof; the* Papiſts *are founded in the Execrable deſignes, which they have laid againſt the Sacred Perſon and Life of your Majeſty; which it is not only our Duty, but our Intereſt, with the greateſt Hazards to Preſerve and Defend. We have applyed our ſelves to the making ſuch Proviſion by Law, as may defeat theſe* Popiſh *Adverſaries, their Abbettors and Adherents of their hopes of gaining an advantage, by any violent attempts againſt your Majeſty, and may utterly fruſtrate their Expectation of Subverting the* Proteſtant *Religion thereby, in time to come. And further, to obviate by the beſt means we can, all wicked practiſes againſt your Majeſty, while any ſuch Laws are in preparation, and bringing to perfection. It is our Reſolution, and We do declare, That in Defence of your Majeſties Perſon, and the* Proteſtant *Religion, we will ſtand by your Majeſty with our Lives and Fortunes; and ſhall be ready to Revenge upon the* Papiſts, *any violence offered by them to your Sacred Majeſty; in which we hope, your Majeſty will gratiouſly pleaſe to be the more aſſured, as we*

our

our ſelves are the more encouraged, in that the Hearts of all your Majeſties Proteſtant *Subjects, with the moſt ſincere Affection and Zeal, joyn with us herein.*

Mr. *Powle* Delivered a Meſſage from his Majeſty, as followeth.

Charles Rex,

Though his Majeſty hath already, at the firſt meeting in Parliament, and ſince, by a word or two, mentioned the neceſſity of having a Fleet at Sea this Summer; yet the Seaſon for preparing it, being far Advanced, and our Neighbours before us in their preparations: He cannot hold himſelf diſcharged towards his People, if he do not now with more earneſtneſs, again recommend the ſame to your preſent Care and Conſideration; and the rather from the dayly Expectation of the return of his Fleet from the Streights, *to which a great Arrear is due; and hereby he muſt acquit himſelf of the evil Conſequences, which the want of a Fleet in ſuch a Juncture may produce; and he hath not done this without conſidering, that the entring on the work preſently, can be no hinderance to the other great Affairs upon your Hands, but rather a ſecurity in the diſpatch thereof.*

A debate ariſing thereupon.

Reſolved, &c.

That the further conſideration of the ſaid meſſage, be adjourned till Monday ſennight next.

Ordered,

That Sir *Richard Cuſt*, have leave to go into the

the Country for ſome few days.

And then the Houſe Adjourned till to Morrow Morning, ſeven of the Clock.

Jovis 15°. die Maij, 1679.

Odered,

THat the miſcarriages of the Elections for the Counties of *Norfolk*, and *Leiceſter* be heard on Tueſday next.

An ingroſt Bill, *For reingroſſement of the Records of Fines burnt in the Fire of the Temple*, was read the third time.

Reſolved, &c.

That the Bill do paſs, and that the Title be, *An Act for reingroſſing of the Records of Fines burnt or loſt in the late Fire in the Temple*, and that Mr *Serjeant Seyes*, do carry up the ſame to the Lords, for their Concurrence.

Ordered,

That the Amendments, made by the Lords to the Bill of *Habeas Corpus*, be taken into conſideration to Morrow morning, at Ten of the Clock.

Sir *Thomas Meres*, Reports from the Committee of Elections and Priviledges, That the Committee had taken into conſideration, the matter Touching the Election for the Burrough of *Alburrough*, in the County of *York*, and that it appeared to the Committee, that Sir *John Rereſby*, had about Nineteen of the Inhabitants paying *Scot* and *Lot*, and Sir *Godfrey Copley*, had about four and Twenty of the Inhabitants paying *Scot* and *Lot*; and that thereupon the Committee had agreed

greed upon their Reſolves, to be reported to the Houſe, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were again read, and are as followeth.

Reſolved, &c.

That all the Inhabitants of the Burrough, of *Alborough* in the County of *York*, paying *Scot* and *Lot*, have only right to Vote in Electing Members of Parliament, for the ſaid Burrough.

Reſolved, &c.

That Sir *John Rereſby*, is not duly Elected to ſerve in this preſent Parliament, for the Burrough of Alborough in the County of *York*.

Reſolved, &c.

That Sir *Godfrey Copley*, is duly Elected to ſerve in this preſent Parliament, for the Burrough of *Alborough* in the County of *York*.

Reſolved, &c.

That this Houſe doth agree with the Committee: That all the Inhabitants of the Burrough of *Alborough* in the County of *York*, paying *Scot* and *Lot*, have only right to Vote in Electing Members of Parliament, for the ſaid Burrough.

Reſolved, &c.

That the Houſe doth agree with the Committee, That Sir *John Rereſby* is not duly Elected to ſerve in this preſent Parliament, for the Burrough of *Alborough* in the County of *York*.

Reſolved, &c.

That this Houſe doth agree with the Committee, that Sir *Godfrey Copley* is duly Elected, to ſerve in this preſent Parliament, for the Burrough of *Alborough*, in the County of *York*.

Ordered,

That the Clerk of the Crown do attend to Morrow morning, to take off the Indenture of Sir *John Rereſby*

Rereſby, and affix the Indenture of Sir *Godfrey Copley*, to the return for the Burrough of *Alborough*, in the County of *York*.

A Bill, *For the eaſe and relief of the poor Inhabitants of* South-wark, *and the ſubburb pariſhes of* Middleſex, *in the recovery of ſmall debts*, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That the report of the Bill, *For continuance of the Act, for prohibiting the Importation of Cattle from* Ireland, *and other parts beyond the Seas*, be made on Saturday Morning next.

Sir *John Trevor* reports from the Committee appointed to joyn the Committee of Lords, to conſider of Propoſitions and Circumſtances relating to the *Tryal* of the Lords in the *Tower*.

That the Committee had made two propoſitions to the Committee of Lords.

Firſt, That they did deſire to ſee the Commiſſion of the Lord High Steward, and the Commiſſions to former Lords High Stewards.

Secondly, That they did deſire to know, what reſolutions had been taken about the Lords *Spiritual*, being preſent or abſent at the *Tryals* of the Lords Impeacht. To the firſt propoſition, the Lords of the *Committee* produced *Copies* of the *Commiſſions* to the Lords *Steward*, for the ſeveral *Tryals* of the Lord *Morley*, and the Lord *Cornwallis*; but thoſe *Tryals* were out of Parliament, they produced the *Copy* of the *Commiſſion*, for the *Tryal* of the Earl of *Pembroke* for Murther; which *Tryal* was before the Peers in Parliament: and ſo differed from the two former *Commiſſions*.

The Lords did further produce a Copy of the Commiſſion,

Commiſſion, paſſed under the great Seal for the Tryal of *Thomas* Earl of *Danby*, and alſo a form of the Commiſſion for the Tryals of the other Five Lords Impeacht; and did Communicate to the Committee, a reſolution of the Lords Houſe, *in hæc verba.*

Die Lunæ, 12° *Maij*, 1679.

IT is declared and ordered, by the Lords Spiritual, and Temporal in Parliament aſſembled: That the Office of a High Steward, upon Tryals of Peers upon Impeachments, is not neceſſary to the Houſe of Peers; but that the Lords may proceed upon ſuch Tryals, *if a High Steward be not appointed: according to their humble deſire, their Lordſhips further declare to the Committee, that a Lord High Steward, was made* hac vice, *only.*

That notwithſtanding, the making of a Lord High Steward, the Court remained the ſame, and was not thereby altered, but ſtill remained the Court of the Peers in Parliament; that a Lord High Steward, was but as a Speaker or Chair-Man, for the more orderly proceedings at the Tryals.

The Copy of the Commiſſion, for a Lord High Steward, for the Tryal *of the Earl of* Danby *being read: The Committee of this Houſe took Exception to theſe words, in the Commiſſion,* (viz.) Ac pro eo quod Officium Senēlli Angliæ, cujus preſentia in hac parte requiritur ut Accepimus jam vacat. *And deſired that they might be left out, as implying that the Conſtituting of a Lor High Steward was neceſſary, and thereupon propoſed theſe words to be inſerted in their ſtead.* Ac pro eo quod Proceres & Magnates in Parliamento noſtro Aſſemblat' nobis Humiliter Supplicaverunt, ut ſenēllum Angliæ hac vice Conſtituere dignaremus. *To which Amendments, the Lords of the Committee did agree: and it*

was further agreed by the ſaid Committee of the Lords and Commons, that the Commiſſion under the Seal, for the Conſtituting a Lord High Steward for the Tryal *of the Earl of* Danby, *ſhould be recalled, and a new Commiſſion according to the ſaid Amendments to be Iſſued, and to bear date after the ſaid Reſolution; and that the like,*
Mutandis *ſhould be Iſſued for Tryal of the other Lords Impeached.*

As to the ſecond Propoſition, the Committee of the Lords communicated to the Committee of this Houſe, the Reſolution of the Houſe of Peers, in hæc verba.

Die Martis 13°. *Maij*, 1679.

REſolved by the Lords Spiritual and Temporal in Parliament Aſſembled; that the Lords Spiritual, have a right to ſtay in Court in Capital Caſes, till ſuch time as Judgement of Death comes to be pronounced.

15° *Maij*, 1679.

THe Lords Explained themſelves, that the meaning of their Reſolution paſſed Yeſterday, concerning the Lords Spiritual is, That the Lords Spiritual have a right to ſtay, and ſit in Court till the Court proceed, to the vote of Guilty *or* Not Guilty.

The ſecond propoſition, being a matter of great weight and conſideration, the Committee of the Commons, had commanded him to report it to the Houſe, in order to receive their directions, for their further proceedings.

Reſolved, &c.

That it be given, as an inſtruction to the Committee appointed to joyn with the Committee of Lords, to conſider of Propoſitions and Circumſtances relating to the Tryal of the Lords in the *Tower*;

That

That they Insist upon it at the Committee, that the Lords Spiritual ought not to have any Vote, in any proceedings upon Impeachments against the Lords in the *Tower*.

A Bill, *To Disable the Duke of* York *to inherit the Imperial Crown of England*, was read the first time.

Resolved, &c.

That the Bill be read a second time.

And then the House Adjourned till to Morrow Morning, Seven of the Clock.

Veneris 16° Die Maij. 1679.

Ordered, That

Sir *Nich. Carew*, Sir *John Knight*,
Mr. *Trefusis*, Mr. *Colt*, &
Sir *William Bastard*, Sir *Viel Vivyan*

Be added to the Committee, appointed to examine concerning the Miscarriages of the Navy. And also the Committee appointed to examine the matter, Touching the Train of Artillery, and Munition Shipt for *Portsmouth*.

The Clerk of the Crown, being called in, did Amend the return for the Burrough of *Alborough*, in the County of *York*, by taking off the Indenture, whereby Sir *John Reresby* is returned; and affixing the Indenture, whereby Sir *Godfrey Copley* is returned to the said return.

A Petition of Charles *Bambridge Distiller*, on the behalf of himself, and many others, Complaining of several Exactions of the Farmers and Collectors of the duty of Excise, was read.

Ordered,

That a Committee be appointed to inspect the Laws, concerning the Excise, and to Examine and consider of the Abuses, and Exhorbitances of

the Farmers, and Collectors of the ſaid duty; and report the ſame, with their Opinions therein, to the Houſe. And it is referred to

Sir *Thomas Player.*	Serjeant *Rigby.*
Sir *John Cloberry.*	Sir *James Long.*
Mr. *Pilkington.*	Sir *Thomas Clargis.*
Mr. *Williams.*	Mr. *Treby.*
Mr. *Reynel.*	*Mr. Papillon.*
Mr. *Colt.*	*Mr. Foley.*
Sir *Samuel Bernardiſton.*	*Mr. Boſcawen.*
Sir *George Strode.*	Sir *Robert Peyton.*
Sir *Robert Markham.*	Sir *William Roberts.*
Mr. *Dubois.*	*Mr. Wright.*
Mr. Alderman *Backwell.*	*Mr. Whorwood.*
Mr. *Henley.*	*Mr. Rich.*
Sir *Richard Head.*	*Mr. Treſuſis.*
Mr. *Trenchard.*	*Mr.* Williams.
Sir *Viel Vivyan.*	*Mr. St.* John
Sir *Thomas Stringer.*	Sir *John Knight.*
Sir *Robert Clayton.*	*Mr.* Alderman *Love.*
Sir *William Ellis.*	*Mr. Braman.*
Mr. *Hamden.*	Sir *Ralph Dalaval.*
Mr. *Bennet.*	Sir *Robert Southwell.*
Sir *Henry Ford.*	Sir *Thomas Stringer.*

And all the members of this Houſe, that are of the Long Robe; & they are to meet at three of the Clock in the afternoon, in the Speakers Chamber; and are impowred to ſend for Perſons, Papers, and Records.

Ordered,

That Mr. *Tregeagle,* be diſcharged from the Cuſtody of the Serjeant at Armes attending this Houſe, paying the Meſſengers Fees, and that he have leave to ſtay in the Country for three weeks.

The Houſe then took into conſideration, the Amendments made by the Lords, to the Bill, *For the better ſecuring the Liberty of the Subject, and for preventing of Impriſonments beyond the Seas.*

The

The Amendments in the fourth preſs, and the Third Line, being read, and the queſtion being put for agreeing with the Lords, in the ſaid Amendment: It paſſed in the Negative.

The Amendments in the Eleventh Line, in the ſame preſs, being read; and the queſtion being put for agreeing with the Lords in the ſaid Amendment; It paſſed in the Negative.

The Amendments in the Fifth preſs, in the three and Thirtyeth Line, being read; and the queſtion being put, to agree with the Lords in the ſaid Amendment; it paſſed in the Negative.

The Amendments in the Nineth preſs, in the four & Twentyeth Line, being for waving of the former Amendments, made by the Lords, on condition of admitting of a proviſo, for the Peers, which was read; and the queſtion being put, for agreeing with the Lords in that Amendment; it paſſed in the Negative.

The reſt of the Amendments being read, were upon the queſtion agreed to.

Ordered,

That the Members, that managed the laſt Conference, had with the Lords about their Lordſhips Amendments to the Bill, *For the better ſecuring the Liberty of the Subject, and for preventing of Impriſonments beyond the Seas*, do withdraw, and prepare Reaſons to be offered at a Conference, to be held with the Lords, Why this Houſe do not agree with their Lordſhips, in ſeveral of their Amendments.

A Bill, *For preventing of it, being in the power of any particular Creditor, or ſmaller number of Creditors, of a Bankrupt, to obſtruct the Compoſitions of the greater number*, was read the ſecond time.

Reſolved, &c.

That the Bill be Committed to

Mr. *Papillon*. Mr. Alderman *Love*.
Mr. *Dubois*. Sir *Robert Peyton*.

Sir *Samuel Bernardiſton.*
Mr. *Pilkington.*
Sir *Thomas Mompeſſon.*
Sir *Robert Carr.*
Sir *Francis Winnington.*
Sir *Nathaniel Herne.*
Sir *John Hewley.*
Serjeant *Seyes.*
Sir *John Knight.*
Sir *Patience Ward.*
Mr. *Parthridge.*
Sir *William Frankland.*
Lord *Cavendiſh.*
Sir *Henry Thompſon.*
Sir *Thomas Player.*
Sir *Thomas Lee.*
Mr. *Noſworthy.*
Collonel *Legg.*
Mr. *Bennet.*
Sir *Edward Norris.*
Sir *John Carew.*
Collonel *Deane.*
Mr. *Renell.*
Mr. *Buller.*
Mr. *White.*
Mr. *Trenchard.*
Mr. *Colt.*
Mr. *Wherwood.*
Mr. *Parker.*
Mr. *Boſcawen.*
Mr. *Thynn.*
Sir *Hugh Bethell.*
Mr. *Swinfen.*
Sir *Anthony Irby.*
Sir *John Guyes.*
Sir *Henry Ford.*
Sir *Robert Clayton.*
Sir *Gervas Elwes.*
Sir *John Hotham.*
Sir *Richard Grahme.*
Mr. *Tulſe.*
Sir *John Banks.*
Mr. *Breman.*
Mr. Alderman *Backwell.*
Mr. *Stocdale.*
Collonel *Tempeſt.*
Sir *Robert Dillington.*
Mr. *Leviſon Gower.*
Sir *John Cope.*
Mr. *Newland.*
Sir *Richard Haddock.*
Mr. *Wogan.*
Sir *William Francklyn.*
And all the Members of this Houſe, that are Merchants, and the Gentlemen of the Long Robe; and they are to meet to morrow at three of the Clock in the Afternoon in the Speakers Chamber; and are impowred to ſend for Perſons, Papers, and Records.

Ordered,

That Sir *Hugh Bethell,* Mr. *Palmes,* Be addded to the Committee Appointed to Examine the Abuſes and Exorbitances in the *Poſt-Office.*

And

And then the House Adjourned till Seven of the Clock to Morrow Morning.

Sabbj 17°. die Maij, 1679.

Ordered,

THat the Chair-man of the Committee of Priviledges and Elections, do make a Special Report of the Miscarriages of Sheriffs, Mayors, and other Officers, concerned in the return of Members to serve in Parliament, as well in the Elections, that have been already Examined by the said Committee, as such as hereafter shall come before them.

Ordered,

That Mr. Speaker do Issue out his Warrant, to the Clerk of the Crown, for a New Writ, for the Electing of a Member, to serve in this present Parliament; for the *Burrough* of *Linington*, in the *County* of *Southampton*, in the room of *Bartholomew Bulkley* Esquire, Deceased.

A Bill, *For Exporting of Cloath to* Turkey, was read the second time.

Resolved, &c.

That the Bill be Committed to

Mr. *Browne.*
Sir *Francis Winnington.*
Mr. *Dubois.*
Mr. Alderman *Love.*
Sir *Robert Carr.*
Mr. *Reynell.*
Sir *John Cloberry.*
Sir *John Hewley.*
Sir *James Long.*
Sir *George Downing.*
Mr. *Lewis.*
Mr. *Ouslow.*
Mr. Pascawen.
Mr. Papillon.
Mr. Whorwood.
Sir *Samuel Bernardiston.*
Mr. Gold.
Mr. Pilkington.
Mr. Whitehead.
Mr. Upton.
Sir *John Wynn.*
Sir *Gervas Ellwes.*

Mr. Williams.
Sir Robert Markham.
Sir Henry Ford.
Sir Gilbert Gerrard.
Mr. Treby.
Sir John Mallet.
Mr. Wright.
Sir Thomas Player.
Mr. Henley.

And all the Members of this Houſe, that are Merchants; and they are to meet on *Monday* next, at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Bill, *For Naturalizing of* Iſaac Demons *and others*, was read the ſecond time.

Reſolved, &c.

That the Bill be Committed to

Sir Robert Carr.
Sir John Cloberry.
Sir Francis Drake.
Sir Edmund Jennings.
Mr. Duboiſe.
Sir John Knight.
Sir William Ellis.
Sir Robert Eden.
Mr. Frewen.
Sir John Hewley.
Mr. Grey.
Sir Samuel Bernardiſton.
Mr. Pilkington.
Sir Nathaniel Herne.
Sir John Hartopp.
Mr. Henley.
Sir Thomas Meres.
Sir John Hobart.
Mr. Alderman *Love.*
Mr. Rich.
Mr. Papillon.
Sir Trevor Williams.
Sir John Trevor.
Collonel *Tempeſt.*
Mr. Foley.
Mr. Manſon.
Sir Thomas Stringer.
Mr. Colt.
Mr. Kinnaſon.
Serjeant *Seyes.*
Sir John Coriton.
Sir William Hickman.
Mr. Alderman *Backwell.*
Mr. Ruſhworth.
Mr. White.
Sir John Mallett.
Sir Patience Ward.
Sir Godfrey Copley.
Sir Ralph Dalavall.

And all the *Members* of this Houſe, that are of the Long Robe; and they are to meet on *Monday* next, in the Afternoon, at Three of the Clock in the Speakers Chamber: and are Impowred to ſend for Perſons, Papers, and Records.

A

A Bill, *To enable* Joseph Cragg *Esquire, to sell a certain Messuage, for payment of Legacies charged upon the same*, was read the second time.

Resolved, &c.

That the Bill be Committed to

Serjeant *Seyes.*
Mr. *Harbord.*
Mr. *Colt.*
Sir *Edmund Jennings.*
Sir *Henry Ford.*
Mr. *Beake.*
Sir *Francis Drake.*
Sir *Nathaniel Herne.*
Sir *William Poultney.*
Sir *Stephen Fox.*
Mr. *Evelin.*
Sir *William Roberts.*
Sir *William Francklin.*
Sir *Anthony Irby.*
Sir *Hugh Owen.*
Mr. *Gresham.*
Sir *William Hickman.*
Sir *William Franckland.*
Mr. *Colt.*
Mr. *Williams.*
Collonel *Jefferies.*
Mr. *May.*
Sir *Peter Terrell.*
Mr. *Manson.*
Sir *John Hewley.*
Sir *James Long.*
Mr. *Foley.*
Collonel *Tempest.*
Mr. Alderman *Love.*
Sir *John Knight.*
Sir *Robert Eden.*
Sir *Hugh Cholmley.*
Sir *William Ellis.*
Sir *Richard Mason.*
Mr. *Ouslow.*
Mr. *Lambert.*
Mr. *Wright.*
Mr. *Wogan.*
Sir *John Caryton.*
Sir *William More.*
Mr. *Forrester.*
Sir *Robert Markham.*
Sir *Trevor Williams.*
Mr. Alderman *Backwell.*
Sir *Richard Cust.*
Mr. *Frete.*
Mr. *Price.*

And they are to meet on *Monday* next, at *Three* of the Clock in the Afternoon, in the *Speaker's* Chamber; and are impowered to send for Persons, Papers, and Records.

Ordered,

That the Committee appointed to Examine concerning the Miscarriages of the *Navy*, do inquire into the Miscarriages of the *African-Company*; & report

port the ſame, with their Opinions therein, to the Houſe.

And that Mr. *Pine*, and Mr. *Glyde*, and all the Members that ſerve for the Counties of *Devon* and *Cornwal*, be added to the ſaid Committee.

Mr. Serjeant *Rigby* reports from the Committee, to whom the Bill *For Continuance of the Act againſt the Importing of Cattle from* Ireland, *and other Parts beyond the Seas*, was Committed; ſeveral Amendments, and a Clauſe agreed upon by the Committee, to be added to the Bill: which he read in his place, and afterwards delivered the ſame in, at the Clerk's Table; where the ſame was twice read, and upon the Queſtion, ſeverally agreed. Two Clauſes; The One, *For prohibiting of Mutton*; and the Other, *For prohibiting of Butter from* Ireland, were read; and ſome Amendments made at the Table, and upon the Queſtion agreed to.

Reſolved, &c.

That the ſaid Bill, with the Amendments and Clauſes, be Ingroſſed.

The Lord *Cavendiſh* acquaints the Houſe, That His Majeſty having been attended to know his Pleaſure, when this Houſe may wait upon him with the Addreſs, agreed upon on *Wedneſday* laſt; had appointed *Monday*, at *Three* of the Clock in the Afternoon, for this Houſe to attend Him in the *Banquetting-Houſe*.

Ordered,

That the ſeveral Reports from the Committee of *Priviledges* and *Elections*, be made on *Wedneſday* Morning next.

Sir *John Trevor* reports from the Committee appointed to joyn with the Committee of Lords, to conſider of Propoſitions, and Circumſtances, relating to the Tryals of the Lords in the *Tower*; That the Lords had Communicated to the Committee,

cer-

certain Proceedings of the House of Lords; which he read in his place, *in hæc verba.*

16°. *Maij*, 1679.

RESolved by the Lords Spiritual and Temporal, in Parliament Assembled: That Thursday *next being appointed to begin the Tryals of the Five Lords in the* Tower; (*viz.*) *the Earl of* Powis, *Lord Viscount* Stafford, *Lord* Petre, *Lord* Arundel *of* Wardour, *and Lord* Bellasis.

After which Resolution passed, the Lords Spiritual asked the Leave of the House, that they might with-draw themselves from the Tryals of the said Lords, with the Liberty of entring their usual Protestations. And that the Committee of this House did desire the Direction of the House, how they should proceed therein; and the Matter being debated.

Resolved, &c.

That it be given as an Instruction to the said Committee, to insist upon the former Vote of this House; That the Lords Spiritual ought not to have any Vote, in any Proceedings against the Lords in the *Tower*. And when that Matter shall be setled, and the Method of Proceedings adjusted, this House shall then be ready to proceed upon the Tryal of the Earl of *Danby*; against whom, this House hath already demanded Judgment: and afterwards, to the Tryals of the other Five Lords in the *Tower*.

And then the House Adjourned till Monday *Morning, Seven of the Clock.*

Lunæ

Lunæ 19° *die Maij*, 1679.

AN Ingroſt Bill *For Exportation of Leather*, was read a third time.

Reſolved, &c.

That the Bill do paſs, and that the Title be, *An Act for Reviving and Continuing of a Former Act, Intituled, An Act for giving Leave to Buy and Export Leather, and Skins Tanned or Dreſſed:* And that Sir *Robert Markham* do carry up the ſame to the Lords for their Concurrence.

The Houſe being informed from the Committee, to whom it was (amongſt other things) referred, to Examine into the Miſcarriages of the *Navy*; That the Committee had taken ſome of the Matters to them, referred into their Conſideration, and were ready for a Report therein: And it being moved, that the Houſe would appoint ſome ſhort time for receiving of the ſaid Report, in regard ſeveral of the Witneſſes will ſuddenly go beyond the Seas.

Ordered,

That the Report from the Committee, appointed to Examine into the Miſcarriages of His *Majeſties Navy*, be received to Morrow-morning, at *Ten* of the Clock; and that the Officers of His *Majeſties Navy*, and the Witneſſes concerned therein, do then attend.

Sir *Thomas Clargis* reports from the Committee, to whom the Bill ſent from the Lords, Entituled, *An Act for freeing the City of* London, *and Places adjacent, from* Popiſh *Inhabitants*, was committed: ſeveral Amendments agreed upon by the Committee; which he read in his place, and afterwards delivered the ſame in, at the Clerk's Table; where the ſame were twice read; and with ſome Amend-

ments

ments made at the Table, upon the Question, severally agreed to.

Resolved, &c.

That the Bill, with the Amendments, be read a third time on *Wednesday*-Morning next.

Ordered,

That Mr. *Treby* do make a Report of the Abstract of such Letters and Papers, in the Custody of the Committee of Secresy, as concerns the Duke of *York*, relating to the present *Plot*, to Morrow-morning, at Ten of the Clock: And that the Bill *For Disabling the* said *Duke of* York, *to Inherit the Imperial Crown of this Realm*, be then read a second time.

A Message from the Lords, by Sir *Samuel Clark*, and Sir *Miles Cook*.

Mr. *Speaker*.

The Lords have commanded us to acquaint you, That they have agreed to Two Bills sent up from this House: The One, Entituled, *An Act for the Sale of the Lands, late of* Charles Dale, *of the County of* Rutland, *Esq*; *Deceased*; *for the Payment of his Debts, and Provision for his Daughters and Coheirs*: The Other, Entituled, *An Act for Ingrossing of the Records of Fines, burnt or lost in the late Fire in the Temple*; without any Amendments.

Ordered,

That Mr. *Norborne* have Leave to go into the Country.

And then the House Adjourned till Half an Hour after Two *of the Clock in the Afternoon.*

Post Meridiem.

THE House met, in order to attend His Majesty with the Address, agreed to on *Wednesday* last.

And

And then the House Adjourned till to morrow morning, Seven of the Clock.

Martis 20°. *die Maij*, 1679.

Ordered,

THat a Bill be brought in, to continue the Act, *For providing neceſſary Carriages for his Majeſty, in his Royal Progreſs & Removals:* And it is referred to

Sir *Richard Maſon*. Mr. *Papillon*.
Mr. *Pilkington*. Sir *John Trevor*.
Sir *Robert Peyton*. Sir *William Poultney*.
Sir *Thomas Bide*. Or any Two of them, to draw up, and prepare the ſame.

A Bill *For Annexing* Tangire *to the Imperial Crown of* England, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Ordered,

That Sir *Hugh Smith* have Leave to go into the Country, for a Fortnight.

Ordered,

That Doctor *Jacob* have Leave to go into the Country, untill *Monday* next.

A Bill *For the better Incouragement of Woollen-Manufacture, by the General Wearing thereof*, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time to Morrow-morning.

Ordered,

That the Miſcarriages in the Elections for the Counties of *Norfolk* and *Leiceſter*, be taken into Conſideration on *Saturday* next.

Ordered,

That a Meſſage be ſent to the Lords, concerning the

the Condemned *Popish* Priests, sent for up from the several County-Goals, by Order of their Lordships. And that

Sir *William Francklin.* Mr. *Colt.* and
Mr. *Boscawen.* Sir *Thomas Clargis.*

Do with-draw, and prepare the said Message.

Mr. *Harbord* reports from the Committee, to whom it was (amongst other things) referred, to Examine into the Miscarriages of His *Majesties Navy*; That the Committee had taken some of the Matters to them referred, into their Consideration; and had agreed upon a Report to be made thereof, to the House; which he read in his place: And several Persons being called in, to the Bar of the House; and having owned the Informations, which they had given in writing to the said Committee: which said Informations, were likewise read; and the said Report, and Informations, being delivered in at the Clerk's Table, were there again read.

Ordered,

That Mr. *Pepys*, and Sir *Anthony Dean*, be Committed to the Custody of the *Serjeant at Arms*, attending this House.

Ordered,

That the Matter of the Report this Day made, be further Examined at the Bar of the House, on *Thursday* next.

Ordered,

That the Committee appointed to Examine into the Miscarriages of the Navy, do draw up the Heads of the Matters this Day reported; which relates to Mr. *Pepys*, and Sir *Anthony Dean.*

Ordered,

That the *Serjeant at Arms* do attend to Morrow-morning, at the Admiralty, with *Mr. Pepys.*

Ordered,

Ordered,

That the Reports from the Committee of Priviledges, and Elections, be made on *Fryday* next.

Ordered,

That the Bill *For Diſabling the Duke of* York, *to Inherit the Imperial Crown of this Realm*, be read a ſecond time to Morrow-morning at Ten of the Clock: And that Mr. *Treby* do make an Abſtract of ſuch Letters and Papers, in the Cuſtody of the Committee of Secreſy, as concerns the Duke of *York*, relating to the preſent Plot, at the ſame time; no other Buſineſs intervening.

Mr. *Speaker* acquaints the Houſe, That His Majeſty having been Yeſterday attended with the Addreſs of this Houſe, agreed to on *Wedneſday* laſt; that His Majeſty was pleaſed to Return this Gracious Anſwer.

Gentlemen,

I Thank You for Your Zeal for the Preſervation of the Proteſtant *Religion, and of My Perſon. And I aſſure You, I ſhall do what in Me lies, to ſecure the* Proteſtant *Religion; and am willing to do all ſuch Things, as may tend to the Good and Benefit of My Subjects.*

Ordered,

That Leave be given to Sir *Robert Reeve*, to go into the Country.

And then the Houſe Adjourned till to Morrow-morning, Seven of the Clock.

Mercurij

Mercurii 21. *die Maii*, 1679.

A Bill for appointing certain times for the Coynage of Tynne in *Cornwall* was read the first time.

Reſolved, &c.

That the Bill be read a ſecond time.

A Bill for the better incouragement of the Woollen Manufacture by the General wearing thereof, for certain Moneths in the year was read the ſecond time.

Reſolved, &c.

That the Bill be committed to

Mr. Gold.
Mr. White.
Sir Robert Dillington.
Sir Trevor Williams.
Mr. Slater.
Sir Joſeph Tredinham.
Mr. Freake.
Sir Richard Corbet.
Sir George Downing.
Mr. Reynel.
Serjeant *Seyes.*
Sir Richard Head.
Mr. Wright.
Mr. Papillon.
Sir Phillip Egerton.
Mr. Fuies.
Mr. Henley.
Sir James Oxenden.
Mr. Thiſtlethwaite.
Sir Thomas Bide.
Major Broxholme.
Mr. Burdet.
Sir Edmond Jennings.
Sir Walter Clargis.
Mr. Pine.
Mr. Trefuſis.
Sir Tho. Stringer.
Mr. Penruddock.
Mr. Foley.
Mr. Arth. Ouſlow.
Sir John Talbot.
Mr. Whitehead
Mr. Richard Ouſlow.
Mr. Bockland.
Sir John Trevor
Mr. Gwynn
Mr. Colt.
Mr. Ayliffe.
Sir Robert Carr.
Mr. Evelyn.
Mr. Deane.
Mr. Saint John.

Sir Anth. Irby. *Sir John Dorrell.*
Sir William Eſtcourt. *Lord Fairſax.*
Sir John Hewley. *Mr. Bramen.*

And they are to meet this Afternoon at three of the Clock in the Speakers Chamber.

A Petition of Doctor *John Hilliard*, in the Cuſtody of the Serjeant at Arms was read, whereby he acknowledges his offence, begs the pardon of the Houſe, and prayes to be diſcharged from his Confinement.

Ordered,

That the ſaid Doctor *John Hilliard* be diſcharged from his Confinement to the Serjeant at Arms, paying his Fees.

Ordered,

That the ſaid Doctor *John Hilliard* do attend this Houſe, when the miſcarriages in the election of Knights of the Shire, for the County of *Norfolke*, ſhall be taken into conſideration.

Ordered,

That Mr. *Apprew* have leave to go into the Country.

A Bill for the continuance of an Act intituled an Act for the better regulating of the manufacture of broad Woollen-cloth within the Weſt riding in the County of *York*, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time; an ingroſt Bill ſent from the Lords intituled an Act for freeing the City of *London* and parts adjacent from Popiſh Inhabitants with the amendments was read the third time.

A clauſe being tendred and thrice read, touching penalties to be inflicted on the Juſtices of the Peace, and other Officers neglecting their duty, was with

ſome

some amendments made at the Table, upon the Question agreed.

An other clause for pleading the General issue not guilty to any Action brought upon this Act, was likewise tendred and thrice read, and upon the Question agreed.

Resolved, &c.

That the Bill with the amendments and clauses agreed do pass, and that the title be an Act for freeing of the City of *London* and parts adjacent from Popish Inhabitants, and providing against other dangers which may arise from Papists, and that Sir *Thomas Clergis* do carry back the said Bill with the amendments, to the Lords for their concurrence.

Mr. *Treby* Reports from the Committee of Secrecy appointed to prepare evidence against the five Lords in the Tower, and to prepare and draw up an abstract of such matters as concerns the Duke of *York*, relating to the present Plot, contained in such Letters, Papers, and Writings, as they have in their Custody, several matters contained in the said Letters, and Papers, which he read to the House.

A Bill for disabling the Duke of *York*, to inherit the Imperial Crown of this Realm, was read the second time.

The Question being put that the Bill be committed.

The House divided.

The Yeas go forth.

Tellers { Sir *Robert Peyton* --- / Mr. *Hamden* --- } for the Yeas 207.

Tellers { Lord *Ancram* --- / Mr. *Thynn* --- } for the Noes 128.

And so it was resolved in the affirmative.

Resolved, &c.

That the Bill be Committed to a Committee of the whole Houſe.

Reſolved, &c.

That this Houſe will on *Fryday* Morning next at Ten of the Clock, reſolve it ſelf into a Committee of the whole Houſe, to proceed in the conſideration of the Bill for diſabling the Duke of *York*, to Inherit the Imperial Crown of this Realm.

Ordered,

That the Committee appointed to examine into the miſcarriages of His Majeſties Navy, be impowered to examine the Matter of Fact, and report the ſame with their opinions therein to the Houſe.

Ordered,

That all Committees be Revived, and do ſit this Afternoon in the places formerly appointed.

And then the Houſe Adjourned till Seven of the Clock to morrow Morning.

Jovis 22. die Maij, 1679.

A Bill for appointing certain times for Coynage of Tynn in *Cornwall* was read a ſecond time.

Reſolved, &c.

That the Bill be committed upon the debate of the Houſe to

Mr. *Buſcaven.*	Mr. *Treby.*
Sir *Francis Drake.*	Sir *Richard Corbett.*
Mr. *Dubois,*	Sir *William Pultney.*
Mr. *Reynell.*	Mr. *Ayliffe.*
Sir *John Corriton.*	Mr. *Hardbord.*
Sir *Gervas* Elwes.	Sir *Hen. Ford.*
Sir *Nathanael Herne.*	Sir *Robert Carr.*
Mr. *Pilkington.*	Sir *John Carew.*

Sir

Sir *John Knight.*
Mr. *Papillon.*
Mr. *Alderman Love.*
Sir *Francis Rolls.*
Sir *John Trevor.*
Mr. *Wright.*
Mr. *Guy.*
Sir *George Downing.*
Sir *Robert Peyton.*
Sir *John Cloberry.*
Sir *Charles Harbord.*
Mr. *Nosworty.*
Mr. *Williams.*
Sir *Henry Hewley.*

And all the Members of this House that serve for the Counties of *Cornwall* and *Devon*, and all the Merchants, and they are to meet to Morrow at Three of the Clock in the Afternoon, in the Speakers Chamber.

A Complaint being made of a Breach of priviledge committed upon Sir *William Blacket* a Member of this House, by certain Persons who entred upon his possession by order of *Humphrey Wharton* Esquire, another Member of this House.

Ordered,

That a Committee be appointed to examine the matter of the Complaint, and to state the matter of Fact, and to report the same, with their opinions therein to the House. And it is referred to

Sir *John Hewley.*
Sir *Christ. Musgrave.*
Sir *John Knight.*
Mr. *Sacheverell.*
Sir *John Otway.*
Mr. *Buscawen.*
Sir *Robert Peyton.*
Mr. *Williams.*
Mr. *Foley.*
Sir *Robert Clayton.*
Mr. *Swinfen.*
Sir *William Franklin.*
Mr. *Reynel.*
Sir *Thomas Stringer.*
Mr. *Lisle.*
Sir *Robert Carr.*
Sir *Anthony Irby*
Mr. *Alderman Love.*
Mr. *Dubois.*
Mr. *Papillon.*
Col. Titus.
Sir *John Trevor.*
Sir *Joseph Williamson.*
Mr. *Colt.*
Sir *Edmund Jennings.*
Mr. *Pilkington.*
Sir *Francis Drake.*
Sir *Gervas Elwes.*
Sir *John Cloberry.*

And

And all the Members that ſerve for the Five Northern Countries (*viz.*) *York*, *Northumberland*, *Cumberland*, *Weſtmorland*, and *Durham*, and they are to meet this Afternoon at three of the Clock in the Speakers Chamber, and are impoured to ſend for Perſons, Papers, and Records.

A Petition of *John Parkhurſt* Eſquire, a Member of this Houſe againſt the ſaid *Humphrey Whorton* Eſquire, complaining that the ſaid Mr. *Whorton* refuſeth to pay the Ninth Lot of Lead Oar, which he is obliged to do by vertue of a late Act of Parliament, and a grant from the Biſhop of *Durham* to the Petitioner was read.

Ordered,

That the ſaid Petition be referred to the conſideration of the former Committee to examine the matter thereof, and report the ſame with their opinions therein to the Houſe.

Ordered,

That Sir *Walter Ernle* have leave to go into the Country for Fourteen days.

Ordered,

That Mr. *Hardbord*, Lord *Scudamore*, Mr. *Deane*, and Mr. *Goodwin*, have leave to go into the Country.

Ordered,

That Mr. *Jermyn* have leave to go into the Country till *Tueſday* next.

Ordered,

That leave be given to Sir *George Downing*, to bring in a Bill for the more eaſie taking the Oaths mentioned in the Act for burying in Woollen.

Ordered,

That Sir *Tho. Clargis* do go up to the Lords, to deſire a free conference with their Lordſhips, concerning the amendments made by their Lordſhips, to the

Bill

Bill for better ſecuring the liberty of the Subject, and for preventing of Impriſonments beyond the Seas.

Sir *William Franklin* reports from the Committee, appointed to draw up and prepare a meſſage to be ſent to the Lords concerning the Popiſh Prieſts condemned in the circuits.

That the Committee had agreed upon a Meſſage to be reported to the Houſe, which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame was again read and is as followeth, the Houſe of Commons having made an humble addreſs to His Majeſty, that he would pleaſe to give order to the Judges to iſſue out their Warrants, for the executing the ſeveral Popiſh Prieſts, condemned in the ſeveral Circuits. And His Majeſty having been graciouſly pleaſed to ſignifie to the Houſe of Commons, that your Lordſhips have ſent for them in order (as he conceived) to ſome Examinations. And the Houſe of Commons being alſo informed that the ſaid Prieſts have by order from your Lordſhips, not only been brought out of the ſeveral Countries where they were Condemned, but continued yet in *Newgate* and other Priſons, in or about the Cities of *London* and *Weſtminſter*, by reaſon whereof the Execution of the Sentence pronounced upon them is ſtill delayed, do deſire your Lordſhips that the ſaid Prieſts may be forthwith remanded, that ſo they may be executed according to the Judgments paſſed upon them.

Ordered,

That Sir *William Franklin* do carry up the ſaid Meſſage to the Lords, and do remind their Lordſhips of an addreſs concerning the Militia, to which their Lordſhips have agreed, and which is not yet preſented to His Majeſty.

Ordered,

That Sir *John Dorrel* have leave to attend at the Counſel Board, to give his Teſtimony in a Cauſe between Sir *Richard Beach*, and Mr. *Phineas Pet*.

A Petition of *John Willſon* Eſq; ſetting forth, that whereas he is now in Cuſtody of the Serjeant at Armes by Order of this Houſe, Grounded upon an Information, that the Petitioner ſhould ſay, this Parliament is no Parliament, whereof he is in no ſort Guilty, as he hopes will appear by a Certificate Annexed under the Hands of Eight Juſtices of the Peace of the North-riding of the County of *York*, who were preſent when the ſaid words were ſuppoſed to have been ſpoken, and therefore prays to be reſtored to his Liberty, was read. A Petition of *Roger Beckwith* Eſq; ſetting forth, that he is now in Cuſtody by Order of this Houſe, Grounded upon the like Information, of which he is not Guilty, and hopes my Innocency will appear by the ſaid Certificate, and therefore to be reſtored to Liberty, was read. A Petition under the Hands of Eight Juſtices of the Peace, of the North-riding of the County of *York*, certifying that they were all preſent at the Seſſions at *Thirske*, the Firſt of *May* 1679. when *John Willſon* Eſq; being deſired to give his opinion, whether the Act for Settlement of the Poor, 14. *Car.* 2di. which was to contain to the Firſt Seſſion of the next Parliament was ſtill in Force, to which he Anſwered, it was doubtful in Regard they had not yet made any Act, and is not a Parliament in Law, becauſe no Record remaines of it, and that neither *John Willſon* nor *Roger Beckwith*, did then ſpeak any words Derogatory to the Parliament, was likewiſe read.

Ordered,

Ordered,

That *John Willson* and *Roger Beckwith* Esquires, be discharged from the custody of the Serjeant at Armes, paying their Fees.

Ordered,

That the Bill Prohibiting the Importation of *Irish* Cattle be read a Third time, to Morrow Morning the first busiuess.

Mr. *Harbord* reports from the Committee appointed to examine into the miscarriages of His Majesties Navy, an Abstract of the Complaint against Sir *Anthony Deane* Mr. *Samuel Pepys* and Partners, which he read in his place, and afterwards delivered the same in at the Clerks Table, where the same was again read, and is as followeth.

An Abstract of the Complaint against Sir *Anthony Deane* and Partners. That Sir *Anthony Deane*, *Hugh Salisbury* and *John Moor*, being all then Officers of His Majesties Yard at *Portsmouth*, did in the year 1673. cause the Hunter Sloope to be equipped out of His Majesties Stores there, and by the favor of Mr. *Pepys* Secretary to the Admiralty, procured a Commission of Reprizal for one Captain *Moone*, to whom they gave the Command of the said Vessel. And accordingly the said *Moone* did perfect his Indenture with His Majesties Store-keeper of the said Yard, and Signed a Bond of a Thousand pound, acknowledging the persons abovenamed to be Owners of the said Vessel, and to be accountable to them for such prizes as he should take. That the said Captain *Moone* Sailed with the said Vessel to *Dover*, and then received a Letter from Sir *Anthony Deane*, directing him to Sail with the said Vessel to *Dunkirk* or *Callis*, and get her made Free of one of those

thoſe places, and there likewiſe to get a Commiſſion from the *French* King againſt the *Dutch*, and that what Money he ſhould expend in the doing thereof, Sir *Anthony Deane* would repay him.

That Captain *Moone* being ſenſible of the Injuſtice of the ſaid deſign, refuſed to take the Command of the ſaid Veſſel any longer, and laid her up at *Dover*. That the ſaid Captain *Moone* ſhortly after being at *Dunkirk*, did ſee the *Hunter Sloope* aforeſaid, then Commanded by Captain *Thomas Swaine*, bring up there the *Catharine* of *London* as Prize, having taken and Seized on her at Sea, notwithſtanding ſhe was a Free Ship of *England*, and belonged to His Majeſties Subjects, of which the ſaid Captain gave a preſent account to the Merchants of *London*, Owners and Freighters of the ſaid *Catharine*, by the Pacquet Boat of *Callis*.

That during his being at *Callis*, there came over one *Balthazar* St. *Michael*, in one of His Majeſties Yachts, one of the Owners of the ſaid Ship *Hunter*, and His Majeſties Prick-Maſter at *Deal*, in order to his taking his Journey to *Paris* with Inſtructions and Letters, one of which was from the *French* Ambaſſador, to get the ſaid Ship *Catharine* Condemned as prize, notwithſtanding, that he knew that it had been proved before His Majeſty and Counſel, that the ſaid Ship belonged to His Majeſties Subjects, and that His Majeſty had writ to his Ambaſſador in *France*, to uſe his Intereſt and Credit in that Court, to get the ſaid Ship the *Catharine* Diſcharged, and reſtored to his Subjects to whom ſhe belonged.

That the ſaid St. *Michel* prevailed accordingly at the *French* Court, and got the ſaid Ship and Goods Re-ſeized, which by the Interpoſition of

His

His Majesties Ambassador, had been adjudged by the *French* Admiralty to belong to His Majesties Subjects, and an Order granted for the Discharging of her accordingly.

That the said Captain *Moone*, after he had quitted the Command of the said *Hunter* Sloop, heard *Thomas Swaine* then Commander of her say, That he received his Provisions for the Victualling of the said Sloop, from His Majesties Victualler at *Dover*.

That the said Captain *Moone* being Captain of a small Vessel, and coming in her Laden from *Spain*, being bound for *Rotterdam*, put in at the *Cowes*, where Sir *Anthony Deane* and *John Moor* aforesaid, caused him to be prest to be Pilot of the *Norwich* Frigat, where he continued accordingly on Board for the space of Eight days, till by Two Boats he was carried on Shore by violence, and there by the Soldiers of that Garrison carried to Prison, where the said Sir *Anthony Deane* laid an Action of Two thousand pounds upon him, and within half an hour after his coming into the said Prison, the Jaylor clapt an Iron Shackle Rivetted in with an elvich Hammer on his Right Leg, which said Irons being very streight, caused his Leg to swell so much, that he grew lame all of his right side, and was forced to go on Crutches for the space of Five Months, and after (having continued Six Months in the said Goal) he was removed thence by a *Habeas Corpus* into the *Kings-Bench*, where he remained for the space of Three years, till Discharged thence by the Act of Parliament.

And it appears plainly, not only by the Petition presented to this House, of Mr. *Samuel Lamot*, *Francis Torrence*, *Joseph Bateman*, and divers others Merchants

Merchants of *London*, and by the ſtate of their caſe, both which they have acknowledged to be true at the Barr of the Houſe of Commons; but alſo by their Petitions to His Majeſty in Counſel; ſetting forth that Matter and the ſeveral Orders and Directions, His Majeſty out of his great Goodneſs and Juſtice to his Subjects, was pleaſed to grant thereupon from time to time, not only condemning the Piratical proceedings of the ſaid St. *Michael*, Captain *Swaine*, and Accomplices. For which the ſaid St. *Michael* was Committed to the *Tower*, but by his directions to his Ambaſſador in *France*, to get the ſaid Ship and Goods releaſed and reſtored to the ſaid Merchants; which was accordingly done; which ſaid Piratical proceedings was to the damage of the Owners and Merchants to the value of Five thouſand pounds, and might have been the occaſion of a War between His Majeſty and the States General, it being directly contrary to the Articles of Peace made between them.

An Abſtract of the Complaint againſt Mr. *Samuel Pepys* and Sir *Anthony Deane*.

That the ſaid Mr. *Pepys* and Sir *Anthony Deane*, did in Conſpiracy together, cauſe Mapps and Sea Journals to be made, one of them mentioning Captain *Munden's* Voyage to St. *Helena*, ſome Draughts of His Majeſties beſt built Ships, and ſome Models of Ships, and Fourteen ſheets of Paper cloſely written, containing an Account in what manner the Navy and Admiralty were governed in *England*; as alſo of the number of the Kings Ships, their ſeveral Ages, and their Condition: As alſo divers other Treaſonable Matters, making firſt of all, Diſcovery of the State and condition of His Majeſties Navy; how and by what means many of the Engliſh Seamen may be drawn in the French Service;

Service: The weakneſs of thoſe places where His Majeſty had Ships uſually lay: The great want of Stores, and a Deſcription of our principal Rivers, and of our ſeveral Forts, Garriſons, and of the Iſle of *Wight*: All which ſaid Mapps, Journals, Modells, and Deſcriptions aforeſaid, the ſaid Sir *Anthony Deane* is accuſed to have carried over into *France* with him, in the Year 1675. and to have delivered to the Marqueſs of *Signolay*, then Secretary of the Admiralty in *France* in order to their Deteſtable Deſign and Plot contrived by the *Papiſts*, for the Deſtruction of His Majeſties Royal Perſon, Overthrowing of the Laws of this Realm, and Extirpation of the Proteſtant Religion; in all probability it appearing, by ſome Examinations taken by the Committee to whom this Matter was referred; that the ſaid Mr. *Pepys* is either a *Papiſt* himſelf, or a great Favourer of that party, as appears at large by ſeveral Informations, to which the Committee refer themſelves.

Sir *Thomas Clargis* acquaints the Houſe that the Lords had agreed to a preſent free conference in the Painted chamber, concerning the Amendments to the Bill for ſecuring the Liberty of the Subject, and preventing Impriſonment beyond the Seas.

Ordered,

That the Members that managed the laſt Conference had with the Lords touching the ſaid Amendments, do attend and manage this free Conference.

Ordered,

That a Committee be appointed to Inſpect the Lords Journalls, and take an account there, out of all proceedings, relating as well to the Impeachment againſt the Earl of *Danby*, as the Impeachment againſt the other Lords in the *Tower*. And it is referred to

Mr. *Ham-*

Mr. *Hamden.* Mr. *Foley.*
Sir *Richard Cuſt.* Mr. *Swinſen.*
Sir *William Coventry.* Mr. *Boſrawen.*
Mr. *Beake.* Sir *John Hewley.*
Sir *Richard Head.* Sir *Robert Peyton.*
Sir *John Mallet.*

Or any three of them, to give an account thereof to the Houſe to morrow Morning.

Ordered,

That a Committee be appointed to Inſpect the Journalls of this Houſe, and take an account there, out of all proceedings, relating as well to the Impeachment againſt the Earl of *Danby*, as the Impeachments againſt the other Lords in the *Tower*. And it is referred to

Sir *Thomas Littleton.* Serjeant *Rigby.*
Mr. *Sacheverell.* Sir *John Knight.*
Sir *Francis Ruſſell.* Sir *Francis Drake.*
Serjeant *Seyes.* Mr. *Bennet.*
Mr. *Papillon.* Mr. *Dubois.*
Sir *Chriſt. Muſgrave.* Sir *Robert Peyton.*
Mr. *Trenchard.* Sir *John Mallet.*
Sir *Edward Deering.*

Or any three of them, to give an account thereof to the Houſe to morrow Morning.

A Meſſuage from the Lords by Sir *John Coell* and Sir *Timothy Baldwin.*

Mr. *Speaker:*

The Lords have commanded us to acquaint you with an Order of their Houſe *(viz.)*

Die Mar

Die Martis 20° Maii 1679.

IT is this day Ordered by the Lords Spiritual and Temporal in Parliament Assembled; That *Tuesday* next being the Twenty seventh of this instant *May*, be appointed for the Tryall of the five Lords now Prisoners in the *Tower* (viz.) *William* Earl of *Powis*, *William* Viscount *Stafford*, *William* Lord *Petre*, *Henry* Lord *Arundell* of *Wardour*, and *John* Lord *Bellasis*. And also to acquaint this House that His Majesty had appointed three of the Clock to morrow in the Afternoon for both Houses to attend him in the Banquetting-House, with the Address concerning the *Militia*. The House then took into consideration, the Report this day, made of the Complaint against Sir *Anthony Deane* and Mr. *Pepys*.

Captain *Moone* being called in to the Barr of the House, did own a Letter which he had received from Sir *Anthony Deane*; which was read to the House: And also an Inventory of Tackle, Goods and Apparell delivered on Board the *Hunter-Sloope*, which was likewise read to the House.

Ordered,

That Sir *Anthony Deane* and Mr. *Samuel Pepys*, be sent to the Prison of the *Tower*; and that Mr. *Speaker* do Issue out his Warrant accordingly.

Ordered,

That Mr. *Atturney Generall* be directed forthwith to prosecute Sir *Anthony Deane*, Mr. *Samuel Pepys*, Monsieur St. *Michael*, *John Moore*, Captain *Thomas Swaine*, and *Francis Watson*, for the Crimes objected against them: And that Mr. *Harbord* do acquaint

quaint Mr. *Attorney General*, with the Evidence relating thereunto.

Ordered,

That this Houſe will to morrow morning at eight of the Clock, take into Conſideration the Meſſuage ſent from the Lords.

Ordered,

That the Committee appointed to Inſpect the Journals of the Lords, and the Journals of this Houſe, touching the proceedings of the Impeachments againſt the Lords in the *Tower*; do alſo take an account there, out of the proceedings of the Bill againſt the Earl of *Danby*.

And then the Houſe Adjourned till to morrow morning Seven of the Clock.

Veneris 23° die Maii 1679.

A Complaint being made of a breach of Priviledge committed againſt the Honorable *Edward* Lord *Morpeth*, a Member of this Houſe, by *William Tallentire*, by ſtopping up a Way belonging to the ſaid Lord *Morpeth*; and ſpeaking contemptuous words, and in proceeding at Law to try the right of the ſaid Way during the ſitting and priviledge of Parliament.

Ordered,

That the ſaid *William Tallentire* be ſent for in Cuſtody of the Serjeant at Arms, attending this Houſe for his breach of Priviledge committed againſt the Lord *Morpeth*; and that all proceedings at Law touching the Right of the ſaid Way, be ſtayed, and that notice thereof be given to the ſaid *Tallentire*'s Attorney at Law.

Ordered,

Ordered,

That the Committee to whom the Bill for Exporting Cloth to *Turkey*, ſtands committed, be Revived, and do ſit this Afternoon in the place formerly appointed; and the Members that ſerve for the County of *Worceſter*, *Gloceſter*, *Wilts*, *Somerſet*, and *York*, be added to the ſaid Committee; and all that come are to have Voices.

A Bill for the more eaſier taking the Oaths mentioned in an Act for Burying in Woollen, was read the firſt time.

Reſolved, &c.

That the Bill be read a ſecond time.

Sir *William Frankland* Reports from the Committee, to whom the Bill *for the more eaſy Collecting the duty of Hearth money* was committed: Several Amendments agreed upon by the Committee, to be made to the ſaid Bill; which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were twice read, and upon the Queſtion ſeverally agreed too.

Reſolved, &c.

That the Bill with the Amendments, agreed to be Ingroſt.

Ordered,

That *Major Auſtin* have leave to go into the Country.

Ordered,

That the Reports that are now ready to be made from the Committee of Privi.ledges and Elections, be made to morrow morning the firſt buſineſs.

Mr. *Hamden* Reports from the Committee appointed to inſpect the Journals of the Lords: A Report agreed upon by the Committee to be made to the Houſe of all the proceedings, relating as well to the Impeachment and Bill againſt the Earl of

Danby, as to the Impeachment againſt the other Lords in the *Tower*; which he read to the Houſe.

The Houſe being informed that Sir *Stephen Fox* had paid ſeveral ſumms of Money to ſome of the Members of the laſt Parliament, and that he has Books of Accounts to evidence the ſame.

Ordered,

That Sir *Stephen Fox* be immediatly ſent for to attend this Houſe, and do bring with him, all the Books and Papers of Accounts of any Monies that he has paid to any Members of the laſt Parliament, and others, for keeping of publick Tables; and that Sir *John Hotham*, Sir *Robert Peyton*, and Sir *John Holman*, do acquaint him with this Order.

Mr. *Papillon* Reports from the Committee appointed to inſpect the Journals of this Houſe; a Report agreed upon by the Committee to be made to the Houſe, of all the proceedings, relating as well to the Impeachment and Bill againſt the Earl of *Danby*, as to the Impeachments againſt the other Lords in the *Tower*; which he read to the Houſe.

Ordered,

That Sir *Stephen Fox* do forthwith produce to this Houſe, his Leiger Book, Caſh Book, and Journal, and his Receipts for Money by him paid for Secret Services; and that Sir *John Hotham* Sir *Robert Peyton*, and Sir *John Holman*, do accompany the ſaid Sir *Stephen Fox*, and that he is enjoyned not to go out of the company of the ſaid Members before they return to the Houſe.

Ordered,

That no Members depart the Service of this Houſe, untill Sir *Stephen Fox* and the other Members do return.

Ordered,

That Sir *Francis Winnington* do to morrow morning

ing

ing make a Report of the Informations given to the Committee of Secrecy, touching Money paid for Secret Service to the Members of the last Parliament.

Sir *John Trevor* Reports from the Committee appointed to joyn with the Committee of the House of Lords, to consider of propositions and circumstances relating to the Trial of the Lords in the *Tower*.

That the Lords had communicated to the Committee of this House a Paper, containing several circumstances relating to the Trials upon the Impeachments, which he read in his place, *in hac verba*.

That the Earl of *Powis* Viscount *Stafford*, Lord *Petre*, Lord *Arundel* of Wardour, and Lord *Bellasis*, and every one of them; who are to be brought to their Trial in *Westminster hall*, shall have Warrants for such Witnesses as will not come without (Affidavit being first made thereof) excepting such as are Members of the House of Commons, and such Persons as stand charged with the same Treason as the said Lords are charged with. And that such Witnesses as any of the said Lords shall produce at their respective Trials, for their defence shall not be examined upon Oath, in their case but may be examined upon Oath, if the Members of the House of Commons do desire it on their behalf, and if the said Lords, or any of them do re-examine the said Witnesses, it is to be upon the same Oath.

That the Lieutenant of the Tower is to return the Warrant of this House.

That the said Lords being brought to the Bar by the Lieutenant of the Tower, are to kneel until the Lord High Steward commands them to arise, and

then he is to let them know, that they are this day to Anſwer to the accuſation of High-Treaſon, wherewithal they ſtand charged in the Name of the Commons now aſſembled in Parliament, and in the Name of all the Commons of *England*, and that this day they are to receive their Trials for their Lives.

That the whole Impeachment againſt them is to be read and then their anſwers, which being done, the Lord High Steward is to tell the Commons, that now they may go on with their Evidence.

Then the Lord High Steward is to declare, that now the Court is proceeding to hear the evidence, and deſire the Peers to give attention. If the ſaid Lords ſhall demand Counſel, the Lord High Steward is to let them know that during the time, that the Members of the Commons do manage their evidence in matter of Fact, they (the ſaid Lords) are to uſe no Counſel.

If any of the Peers, the Members of the Houſe of Commons that manage the evidence, or the Priſoners do deſire to have any Queſtion asked, they muſt deſire the Lord High Steward to ask the Queſtion, If any doubt doth ariſe at the Trial, no debate is to be in the Court, but the Queſtion ſuſpended to be debated in this Houſe.

The Peers are to ſit upon the Trial but once a day, and not to ſit paſt two of the Clock.

The Members of the Commons to be ſet firſt before the Peers come.

None to be covered at the Trial but the Peers.

That a private place be made to put offenders ſafely in.

That the place between the Priſoners and the Woolſack be clear.

That ſuch Peers at the Trial of the ſaid Lords who

who at the instance of the Commons, shall be admitted Witnesses are to be Sworn at the Clerks Table, and the Lord High Steward to administer the Oath, and to deliver their Evidence in their own places.

Those Witnesses that are Commons are to be Sworn at the Bar by the Clerk, and are to deliver their Evidence there, The Oath which is to be given to the Witnesses is this.

The Evidence which you shall give in the Trial concerning the Five Lords Prisoners at the Bar, shall be the truth, the whole truth, and nothing but the truth, so help you God; and the Contents of this Book. The said Five Lords may cross examine Witnesses *viva voce* at the Bar.

That notice be given to the Lord Mayor, Aldermen and Sheriffs of the City of *London*, and likewise to the Deputy Lieutenants and Justices of Middlesex, and the Justices of the Peace of the City of *Westminster*, to take care for the safe guarding of the Gates and other places, thereby to prevent the concourse of People resorting to *Westminster*, during the time of the Trials of the said Lords.

Ordered,

By the Lords Spiritual and Temporal in Parliament assembled, that this Paper be committed to the Committee of the House of Commons, by the Lords Committee of this House.

John Brown *Cleric. Parliamentorum.*

Sir *John Trevor* reports that the Committee of Lords declared when they delivered the said Paper, that the Paper was delivered as proposals to be de-

bated, and not as an order or rule to bind the Commons.

And that the Committee of this Houſe did declare, that they received the Paper only as propoſals.

Ordered,

That Sir *Stephen Fox* do upon his memory name to the Houſe ſuch Members of the laſt Parliament, as he paid any Money to for ſecret ſervice.

And then the Houſe Adjourned till Seven of the Clock to Morrow Morning.

Sabbi 24. die Maij, 1679.

A Petition of ſeveral free holders of the County of *Norfolk*, and a miſtake being therein in directing of the ſaid Petition.

Ordered,

That the ſaid Petition be withdrawn.

Sir *John Mallet* reports from the Committee, to whom the Bill for naturalizing of *Iſaac Demons* and others, was committed, ſome amendments agreed upon by the Committee, to be made by the ſaid Bill which he read in his place, and afterwards delivered the ſame in at the Clerks Table, where the ſame were again twice read, and upon the Queſtion ſeverally agreed to.

Reſolved, &c.

That the ſaid Bill with the Amendments be ingroſt.

Reſolved, &c.

That the Committee appointed to joyn with the Committee of Lords, do inſiſt upon their former inſtructions and do give no Anſwer to the Propoſitions

ons Yesterday made by the Lords, until they have made an Answer for adjusting the propositions already made to their Lordships by the Committee of this House.

Resolved, &c.

That an Answer be returned to the last message of the House of Peers, touching their appointment of the Trial of the Five Lords in the Tower, to be on *Tuesday* next, with reasons why this House cannot proceed to the Trial of those Five Lords, before Judgment given upon the Earl of *Danby's* Plea of his pardon, and the point of the Bishops not voting in any proceedings upon Impeachments for Capital Offences be setled, and the methods of proceedings adjusted, and that a Committee be appointed to draw up those Reasons. And it is referred to

Mr. *Sacheverel.*	Mr. *Garraway.*
Mr. *Foley.*	Sir *Christoph. Musgrave.*
Mr. *Treby.*	Mr. *Trenchard.*
Mr. *Thomas Lee.*	Sir *Robert Peyton.*
Sir *Eliab Harvy.*	Mr. *Hamden.*
Mr. *Dubois.*	Sir *Richard Cust.*
Mr. *Papillon.*	Sir *John Knight.*
Sir *Francis Winnington.*	Sir *William Coventry.*
Sir *John Hewley.*	Mr. *Swinfen.*
Mr. *Rushworth.*	Mr. *Williams,*
Mr. *Vaughan.*	Mr. *Reynal.*
Mr. *Powle.*	Mr. *Pelham.*
Sir *John Trevor.*	

Or any Three of them.

Ordered,

Sir *John Mallet*, Sir *Christopher Musgrave*, and Mr. *Wogan* do inspect the Journals of the Lords, and see what Votes and Orders were Yesterday made, concerning the Committee of Both Houses.

A Petition of Sir *Thomas Hare John Trinham* Esq;

and others on the behalf of themſelves, and the Major part of the Free-Holders of the County of *Norfolk* was read, complaining of ſeveral rude and illegal practices, in Electing and returning of Sir *John Hobart* to ſerve in this preſent Parliament as Knight of the Shire, for the County of *Norfolk*, and the Petitioners, having in their Petition ſet forth, that by reaſon of the Printing and publiſhing of the Reſolvers and Orders of this Houſe, the Free-Holders of the ſaid County were affrighted and terrified.

And a motion being made that the ſaid Petition may be rejected, the ſame was upon the Queſtion rejected.

Sir *John Trevor* reports from the Committee appointed to joyn with the Committee of the Lords, to conſider of Propoſitions and Circumſtances relating to the Tryals of the Lords in the Tower. That the Lords had Communicated to the Committee, a Vote of the Houſe of Lords in *Hac verba.*

Sir *Francis Winnington* Reports from the Committee of Secrecy, ſeveral Informations given to the ſaid Committee, of Moneys paid for ſecret ſervice, to the Members of the laſt Parliament.

Ordered,

That Mr. *Knight*, living between the end of *Chancery-Lane* and St. *Dunſtans* Church, be immediately Summoned to attend this Houſe.

Ordered,

That Sir *Richard Wiſeman* be immediately ſent for to attend this Houſe.

Ordered,

That Sir *Thomas Bide* have leave to go into the Country.

Ordered,

That

That Collonel *Whitley* being one of the Commissioners for Disbanding the Army, have leave to go and attend that Service.

Ordered,

That the Auditor of the Excise, or his Deputy, do bring in a List of all the Farmers of the Excise, to the year One thousand six hundred seventy two, and that the Members that serve for the City of *London,* do acquaint them with this Order.

Ordered,

That Mr. *Speaker* do issue out his Warrant, for the Summoning of such Witnesses as shall be named to him by any Members of this House, touching Moneys paid for secret service.

Ordered,

That Mr. *Nicholas Johnson*, and Mr. *Richard Kent* be immediately sent for, to attend this House.

Ordered,

That the consideration of the debate, upon the report this day made by Sir *Francis Winnington* from the Committee of Secrecy, of Money paid for secret service to the Members of the last Parliament, be Adjourned till Tuesday Morning next.

And then the House Adjourned till Munday Morning seven of the Clock.

Luna

Lunæ 26° die Maij, 1679.

Ordered,

THat Sir *John Robinſon* and Mr. *Francis Pawlet*, have leave to go into the Country.

Reſolved,

That it be an Inſtruction given by this Houſe, to the Committee appointed to joyn with the Committee of Lords, to propoſe to the Committee of Lords, whether they be yet impoured to give any Anſwer to the Propoſitions already made by the Committee of this Houſe, touching the Lords Spiritual, and the Tryal of the Pardon of the Earl of *Danby*, and acquaint the Lords, that the Committee cannot give any Anſwer to the Propoſitions made by their Lordſhips Preparatory to the Tryal, until thoſe matters be adjuſted.

Mr. *Sacheverel* Reports from the Committee appointed to draw up Reaſons, why this Houſe cannot proceed to the Tryal of the Lords, before Judgment given upon the Earl of *Danby*'s Plea of his Pardon, and the point of the Biſhops not Voting in any of the proceedings upon Impeachments for Capital Offences, and the methods of proceedings adjuſted: That the Committee had agreed upon an Anſwer, to be returned to the laſt Meſſage of the Houſe of Peers, touching their appointment of the Tryal of the Five Lords in the Tower to be on Tueſday next, together with Reaſons for their inſiſting upon their former Vote, which he read in his place, and afterwards deliver'd the ſame in at the Clerks Table, where the

the same were again read, and some amendments made at the Table upon the Question were agreed, and are as followeth.

The Commons have always desired that a good correspondency, may be preserved between the two Houses.

There is now depending between your Lordships and the Commons, a matter of the greatest weight, in the transaction of which, your Lordships seem to apprehend some difficulty in the matter proposed by the Commons.

To clear this, the Commons have desired this conference, and by it they hope to manifest to your Lordships, that the propositions of the House of Commons made by their Committee, in relation to the Trial of the Lords in the *Tower*, have been only such as have been well warranted by the Laws of Parliament, and constitution of the Government, and in no sort intrench upon the judicature of the Peers, but are most necessary to be insisted upon, that the ancient rights of Judicature in Parliament may be maintained.

The Commons readily acknowledge that the crimes charged upon the Earl of *Powis* Viscount *Stafford*, Lord *Petre*, Lord *Arundel* of Wardour, and Lord *Bellasis*, are of deep guilt and call for speedy Justice. But withal they hold any change of Judicature in Parliament, made without consent in full Parliament, to be of pernicious consequence both to His Majesty and his Subjects, and conceive themselves obliged to transmit to their posterity, all the rights which of this I find they have received from their Ancestors, by putting your Lordships in mind of the progress that hath already been, between the Houses in relation to the propositions made by the Commons,

and

and the reaſonableneſs of the propoſitions themſelves, they doubt not to make it appear, that their aimes hath been no other then to avoid ſuch conſequence, and preſerve that right, and that there is no delay of Juſtice on their part, and to that end do offer to your Lordſhips the enſuing reaſons and narrative.

That the Commons in bringing the Earl of *Danby* to Juſtice, and diſcovery of that execrable and Trayterous conſpiracy, of which the Five Lords now ſtand impeached, and for which ſome of their wicked accomplices have already undergone, the ſentence of the Law as Traytors and Murderers, have labored under great difficulties, it is not unknown to your Lordſhips, that upon the Impeachment of the Houſe of Commons againſt the Earl of *Danby* for High Treaſon, and other High Crimes, Miſdemeanors and offences, even to the Common Juſtice of ſequeſtring him from Parliament, and forthwith committing him to ſafe cuſtody, was then required by the Commons, and denyed by the Houſe of Peers, though he then ſate in their Houſe, of which your Lordſhips have been ſo ſenſible, that at a free conference the Tenth of *April* laſt your Lordſhips declared, that it was the right of the Commons, and well Warranted by former preſidents of former ages, that upon an Impeachment of the Commons, a Peer ſo Impeached ought of right to be ordered to withdraw; and then to be committed, and had not that Juſtice been denyed to the Commons, great part of this Seſſion of Parliament, which hath been ſpent in framing and adjuſting a Bill, for cauſing the Earl of *Danby* to appear and anſwer, that Juſtice from which he was fled had been ſaved and had been imployed for the preſervation

ſervation of His Majeſties Perſon, and the ſecurity of the Nation, and in proſecution of the other Five Lords, neither had he had the opportunity of procuring for himſelf that Illegal Pardon, which bears Date the firſt of *March* laſt paſt, and which he hath now pleaded in Bar of this Impeachment, nor of waſting of ſo great a portion of the Treaſure of the Kingdom, as he hath done ſince the Commons exhibited their Articles of Impeachment againſt him.

After which time thus loſt by reaſon of the denial of that Juſtice, which of right belonged to the Commons upon their Impeachment, the ſaid Bill being ready for the Royal Aſſent, the Earl of *Danby* ſurrendred himſelf, and by your Lordſhips order of the Sixteenth of *April* laſt was committed to the *Tower*, after which he pleaded the ſaid pardon, and being preſt, did at length declare that he would rely upon and abide by that plea, which pardon pleaded being illegal and void, and ſo ought not to bar or preclude the Commons from having Juſtice upon the Impeachment.

They did thereupon, with their Speaker, on the Fifth of *May* inſtant, in the Names of themſelves and of all the Commons of *England*, demand Judgment againſt the ſaid Earl, upon their Impeachment; not doubting but that your Lordſhips intended, in all your proceedings upon the Impeachment, to follow the uſual courſe and methods of Parliament.

But the Commons were not a little ſurprized by the Meſſuage from your Lordſhips, delivered on the Seventh of *May*; thereby acquainting them, that as well the Lords Spiritual as Temporall, had ordered, that the Tenth of *May* inſtant, ſhould be

be the day for hearing the Earl of *Danby* to make good his Plea of Pardon; and that on the Thirteenth of *May* the other Five Lords Impeached, ſhould be brought to their Tryal: And that your Lordſhips had Addreſſed to His Majeſty for Naming a Lord High Steward, as well in the Caſe of the Earl of *Danby*, as of the other Five Lords; upon conſideration of the ſaid Meſſuage, the Commons found that the admitting the Lords Spiritual to exerciſe Juriſdiction in theſe Cauſes, was an alteration of the Judicature in Parliament; and which extended as well to the proceedings againſt the five Lords, as againſt the Earl of *Danby*; and that if a Lord High Steward be neceſſary upon Tryals on Impeachments of the Commons; the Power of Judicature in Parliament upon Impeachments might be defeated, by ſuſpending or denying a Commiſſion to Conſtitute a Lord High Steward.

And that the ſaid days of Trial appointed by your Lordſhips, were ſo near to the time of your ſaid meſſage, that the matters and the methods of proceedings upon the Trials, could not be adjuſted by conferences between the two Houſes, before the days nominated; and conſequently the Commons could not then proceed to the Trial, unleſs the zeal which they had for ſpeedy Judgment againſt the Earl of *Danby*, that ſo they might proceed to the Trial of the other Five Lords, ſhould induce them at this Juncture, both to admit of the enlargement of your Lordſhips Juriſdiction, and ſit down under thoſe and many other hardſhips (though with the hazard of the Commons power of Impeachment for time to come) rather than the Trial of the ſaid Five Lords, ſhould be deferred for ſome ſhort time, whilſt theſe matters

ters might be agreed on and ſetled, for reconciling differences in theſe great and weighty matters, and for leaving that time which would neceſſarily have been ſpent at debates, and conferences betwixt the two Houſes, and for expediting the Trial without giving up the power of Impeachments, or rendring them ineffectual.

The Commons thought fit to propoſe to your Lordſhips, that a Committee of both Houſes might be appointed for this purpoſe, at which Committee (when agreed to by your Lordſhips) it was firſt propoſed that the time of Trial of the Lords in the *Tower*, ſhould be put off till the other matters were adjuſted, and it was then agreed, that the propoſitions as to the time of Trial, ſhould be the laſt thing conſidered, and that the effect of this agreement ſtands reported upon your Lordſhips Books.

After which the Commons communicated to your Lordſhips Committee, a vote of theirs (*viz.*) that the Committee of the Commons ſhould inſiſt upon the former Vote of their Houſe, and that the Lords Spiritual, ought not to have any Vote in any proceedings againſt the Lords in the *Tower*, and that when that matter ſhould be ſetled. and the methods of Proceedings adjuſted, the Commons would be then ready to proceed upon the Trial of the Pardon of the Earl of *Danby*, againſt whom they had before demanded Judgment, and afterwards to the other Five Lords in the *Tower*, which Vote extended as well to the Earl of *Danby* as the other Five Lords. But the Commons as yet received nothing from your Lordſhips towards an Anſwer of that Vote, ſave that your Lordſhips have acquainted them, that the Biſhops have asked leave of the Houſe of Peers, that they might

might withdraw themſelves from the Trial of the ſaid Five Lords, with liberty of entring their uſual proteſtations. And though the Commons Committee, have almoſt dayly declared to your Lordſhips Committee, that that was a neceſſary point of right to be ſetled before the Trials, and offered to debate the ſame, your Committee always anſwered, that they had not any Power from your Lordſhips, either to confer upon or to give any anſwer concerning that matter, and yet your Lordſhips without giving the Commons any ſatisfactory anſwer to the ſaid Vote, or permitting any conference or debate thereupon, and contrary to the ſaid agreement, did on *Thurſday* the Fourteenth of *May* ſend a Meſſage to the Commons, declaring that the Lords Spiritual as well as Temporal, had ordered that the Seven and Twentieth of this Inſtant *May*, be appointed for the Trial of the Five Lords, ſo that the Commons cannot but apprehend, that your Lordſhips have not only departed from what was agreed on, and in effect laid aſide that Committee, which was conſtituted for preſerving a good underſtanding betwixt the two Houſes, and better diſpatch of the weighty Affairs now depending in Parliament, but muſt needs conclude from the ſaid Meſſage and Vote of your Lordſhips, on the Fourteenth of *May*, that the Lords Spiritual have a right, and ſit till the Court proceeds to the Vote of Guilty or not Guilty, and from the Biſhops asking leave as appears by your Lordſhips Books two days after your ſaid Vote, that they might withdraw themſelves from the Trial of the ſaid Lords, with liberty of entring their uſual proteſtations, and by their perſiſting ſtill to go on, and give their Votes in proceedings upon Impeachments,

ments, that their desire of leave to withdraw at the said Trial, is only an evasive Answer to the before mentioned Vote of the Commons, and chiefly intended as an Argument for a right of Judicature, in proceedings upon Impeachments, and as a reason to Judge of the Earl of *Danby*'s Plea of his pardon, and upon those and other like Impeachments, although no such Power was ever claimed by their Predecessors, but is utterly denied by the Commons. And the Commons are the rather induced to believe it so intended, because the very asking leave to withdraw, seems to imply a right to be there, and that they cannot be absent without it, because by this way they would have it in their power whether or no for the future, either in the Earl of *Danby*'s case or any other, they will ever ask leave to be absent, and the Temporal Lords alike Power of denying leave, if that should be admitted once necessary.

The Commons therefore are obliged not to proceed to the Trial of any of the Five Lords, the Seven and Twentieth of this Instant *May*, but to adhere to their former Vote, and for their so doing, besides what hath been now and formerly by them said to your Lordships, do offer you these reasons following.

First, because your Lordships have received the Earl of *Danby*'s Plea of his pardon, with a very long and unusual protestation, wherein he hath aspersed His Majesty by false Suggestions, as if His Majesty had commanded or countenanced the Crimes he stands charged with, and particularly suppressing and discouraging the discovery of the Plot, and endeavoring to introduce an Arbitrary and Tyrannical way of Government, which

remains as a ſcandal upon record againſt His Majeſty, tending to render His Perſon and Government odious to His People, againſt which it ought to be the Principal care of both Houſes to vindicate His Majeſty, by doing Juſtice upon the ſaid Earl.

2ly. The ſetting up a pardon to be a Bar of an Impeachment, defeats the whole uſe and effect of Impeachments, or ſhould this point be admitted or ſtand doubted, it would totally diſcourage the exhibiting any for the future, whereby the chief Inſtitution for the preſervation of the Government would be deſtroyed, and conſequently the Government it ſelf, and therefore the caſe of the ſaid Earl (which in conſequence concerns all Impeachments) ought to be determined before that of the ſaid Five Lords, which is but their particular caſe.

And without reſorting to many Authorities of great Antiquity, the Commons deſire your Lordſhips to take notice (with the ſame regard they do) of the Declaration, which that Excellent Prince King *Charles* the firſt of Bleſſed Memory, made in this behalf in his Anſwer to the Nineteenth Propoſition of both Houſes of Parliament, wherein ſtating the ſeveral parts of his regulated Monarchy, he ſays, the King, the Houſe of Lords, and the Houſe of Commons, have each particular priviledges, and amongſt thoſe which belongs to the King, he reckons of pardoning after the Enumerating of which and other his Prerogatives, His ſaid Majeſty adds this again, that a Prince may not make uſe of his High and Perpetual Power, to the hurt of thoſe for whoſe good he hath it, and make uſe of the Name of publick neceſſi-

ty

ty for the gain of his private Favorites and Followers, to the detriment of his People.

The House of Commons (an excellent conserve of liberties) is solely intrusted with the first propositions concerning Levies of Monies, and the Impeaching of those, who for their own ends (though countenanced by any, surreptitiously gotten command of the King) have violated that Law which he is bound (when he knows it) to protect and to the protection of which they were bound to advise him, at least not to serve him in the contrary.

And the Lords being intrusted with the Judicatory Power, are an excellent Screen and Banck between the Prince and the People, to assist each against any Encroachments of the other, and by just Judgment to preserve that Law, which ought to be the rule of every one of the Three. Therefore the Power legally placed in both Houses, is more then sufficient to prevent and restrain the Power of Tyranny.

3ly. Until the Commons of *England* have right done them against this Plea of pardon, they may justly apprehend that the whole Justice of the Kingdom in the case of the Five Lords, may be obstructed and defeated by Pardons of the like nature.

4ly. An Impeachment is virtually the voice of every particular Subject of this Kingdom, crying out against an oppression, by which every Member of that Body equally wounded, and it would prove a matter of ill consequence, that the universality of the People, should have occasion ministred and continued to them, to be apprehensive of utmost dangers from the Crown, whereby they of right expect preservation.

5ly. The Commons exhibited Articles of Impeachment, againſt the Earl of *Danby*, before any of the other Five Lords, and demanded Judgment upon thoſe Articles, whereupon your Lordſhips having appointed the Trial of the ſaid Earl, to be before that of the other Lords. Now your Lordſhips having ſince inverted that order, gives a great cauſe of doubt to the Houſe of Commons, and raiſes a Jelouſie in the Hearts of all the Commons of *England*, that if they ſhould proceed upon the Trial of the ſaid Five Lords. In the firſt place, not only Juſtice would be obſtructed in the caſe of thoſe Lords, but that they ſhall never have right done them in the mattet of the Plea of Pardon, which is of ſo fatal conſequence to the whole Kingdom, and a new device to fruſtrate publick Juſtice in Parliament.

Which Reaſons and Matters being duly weighed by your Lordſhips, the Commons doubt not but your Lordſhips will receive ſatisfaction, concerning their propoſitions and proceedings, and will agree that the Commons, ought not nor cannot without deſerting their truſt, depart from their former Vote, communicated to your Lordſhips.

That the Lords Spiritual ought not to have any Vote in any proceedings againſt the Lords in the *Tower*, and when that matter ſhall be ſetled, and the methods of proceedings adjuſted, the Commons ſhall then be ready to proceed upon the Trial of the Earl of *Danby*, againſt whom they have already demanded Judgment, and afterwards to the Trial of the other Five Lords in the *Tower*.

Ordered,

Ordered,

That all Committees be revived and do ſit this Afternoon in the places formerly appointed.

Ordered,

That the Committee to whom the Bill for reverſing Out-larys in the Kings Bench, be Impowered to conſider of the Superſedeas out of the Court of common Pleas, and that

Sir *Richard Head.*
Mr. *Wright.*
Mr. *Morgan.*
Mr. *Midmay.*
Mr. *Papillon.*
Mr. *Browne.*
Mr. *Williams.*
Mr. *Pilkington.*
Mr. *Alderman Love,*

Be added to the ſaid Committee.

Sir *John Trevor* reports from the Committee appointed to joyn with the Committee of Lords, to conſider of Propoſitions and circumſtances, relating to the Trials of the Lords in the *Tower*, that the ſaid Committee had Communicated to the Committee of Lords, the inſtructions this day given them by this Houſe, unto which the Lords of the Committee gave this Anſwer, that they had no Power from their Houſe, to give any further Anſwer to thoſe matters, or to debate the ſame with the Committee of this Houſe.

Reſolved, &c.

That a Meſſage be ſent to the Lords, to deſire their Lordſhips to ſit ſome time, and that Sir *Thomas Meres* do go up with the ſaid Meſſage.

Reſolved,

Reſolved, &c.

That a Conference be deſired with the Lords, upon matters of great Importance to the Kingdom, and for preſerving a good Correſpondence between the two Houſes, and that Sir *John Trevor* do go up with the ſaid Meſſage.

A Meſſage from the Lords by Sir *Timothy Baldwin*, and Sir *Miles Cooke*.

Mr. *Speaker*.

The Lords deſire a preſent free conference with this Houſe in the painted Chamber, upon the Subject matter of the laſt free conference, upon the Bill for ſecuring the liberty of the Subject, and for prevention of Impriſonments beyond the Seas.

The Meſſengers being withdrawn.

Reſolved, &c.

That this Houſe doth agree to meet the Lords, at a preſent free Conference in the Painted Chamber.

The Meſſengers being called in.

Mr. *Speaker*, acquaints them that this Houſe had agreed to meet the *Lords*, at a preſent free conference in the Painted Chamber.

Ordered,

That the Members of this Houſe that managed the laſt free Conference, had with the Lords about the amendments made to the *Habeas Corpus* Bill, do attend and manage this free conference. Sir *Thomas Meres* Reports that he had attended the Lords with the Meſſage, and that the Lords had agreed to ſet for ſome convenient time.

Ordered,

Ordered,

That Sir *George Spike* have Leave to go into the Country for three weeks.

Ordered,

That Sir *William Morley* have leave to go into the Country for fourteen days.

Sir *John Trevor* Reports, that the Lords had agreed to a preſent Conference in the Painted-Chamber.

Ordered,

That the Members that prepared the Anſwer and Reaſons, do attend and manage this Conference.

Mr. *Hamden* Reports the matter of the Free Conference concerning the Bill *for the better ſecuring the Liberty of the Subject, and for prevention of Impriſonments beyond the Seas.*

Ordered,

That the Report from the Committee appointed to examine concerning *the Train of Artillery, Shipt for Portſmouth*, be made to morrow morning.

Reſolved, &c.

That a Free Conference be deſired with the Lords upon the Subject matter of the laſt Free

Conference upon the Bill *for ſecuring the Liberty of the Subject, and for prevention of Impriſonments beyond the Seas.*

And then the Houſe Adjourned till to morrow morning Seven of the Clock.

Martis 27. *die Maii* 1679.

A Petition of the Royal *African* Company, was read; ſetting forth, That whereas the Committee appointed to examine into the *Miſcarriages of the Navy*, have received ſome Complaints againſt the Petitioners; and this Houſe has referred the Examination thereof to the ſaid Committee. And for as much as the matter of Complaint is of a great concern to the Publique, and the Juſtification of the Petitioners depend upon the Conſtruction and Validity of their Charter. The Petitioners therefore pray that the whole matter may be heard at the Bar of the Houſe.

Ordered,
That the Merits of the ſaid Petition be heard at the Bar of the Houſe, on *Thurſday* ſeven night next.

Sir *John Trevor* Reports from the Committee of Elections and Priviledges, that the Committee had taken into conſideration the matter of the Election for the *Burrough* of *Budely* in the County

County of *Worcester*, and had heard the Evidence on both ſides, and came to the following Reſolutions.

Reſolved, &c.

That this Committee is of opinion that all the Inhabitants of the *Burrough* of *Budely* in the County of *Worceſter*, have not Right to Vote in Elections of Members to ſerve in Parliament for the ſaid *Burrough*. The Queſtion being put to agree with the Committee in the ſaid Vote.

The Houſe divided.

The Noes go forth.

Tellers { Sir *Herbert Crofts* / Sir *John Guyes.* } for the Noes 92.

Tellers { Sir *Francis Drake* / Mr. *Colt.* } for the Yeas 199.

And ſo it was Reſolved in the Affirmative.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That all the Inhabitants of the *Burrough* of *Budely* in the County of *Worceſter*, have not right to Vote in the Elections to ſerve in Parliament for the ſaid *Burrough*.

Reſolved, &c.

Reſolved, &c.

That this Committee is of opinion that Mr. *Philip Foley* is duly Elected to ſerve in this preſent Parliament, for the Burrough of *Budely* in the County of *Worceſter*.

Reſolved, &c.

That this Houſe doth agree with the Committee.

That Mr. *Philip Foley* is duly Elected to ſerve in this preſent Parliament for the Burrough of *Budely* in the County of *Worceſter*.

Ordered,

That the Lord *Anneſley* have leave to go into the Country.

Ordered,

That Mr. *Hunt* have leave to go into the Country.

Ordered,

That Mr. *Ayliffe* have leave to go into the Country.

Ordered,

That Mr. *Franckland* have leave to go into the Country.

Ordered,

That Sir *Thomas Clargis* do go up to the Lords to deſire a Free Conference Yeſterday reſolved upon.

Oordered,

Ordered,

That all the Members that are in *White-Hall*, be immediately ſent for to attend the Service of this Houſe.

Ordered,

That Sir *Scroope How* have leave to go into the Country.

Sir *Thomas Clargis* Reports that the Lords had agreed to a Free Conference, and had appointed it preſently in the Painted-Chamber.

A Meſſuage from the Lords by Sir *John Hoſkins.*

Mr. *Speaker,*

The Lords deſire that this Houſe will ſit, for they have received Information, that His Majeſty is coming in his Royal Robes, to ſay ſomething to both Houſes.

Reſolved &c.

That this Houſe will ſit for ſome time.

A Meſſuage from the King by Sir *Edward Carteret* Uſher of the *Black-Rod.*

Mr. *Speaker,*

The King Commands this Honorable Houſe to attend him immediately in the Houſe of Lords.

And

And accordingly Mr. *Speaker*, with the House, went up to attend His Majesty in the House of Lords, where His Majesty was pleased to signifie His Pleasure by the Lord Chancellor, to Prorogue both Houses of Parliament, untill the 14*th*. day of *August* next.

And both Houses were Prorogued accordingly.

FINIS.